

THE
JOURNAL OF THE ASSEMBLY

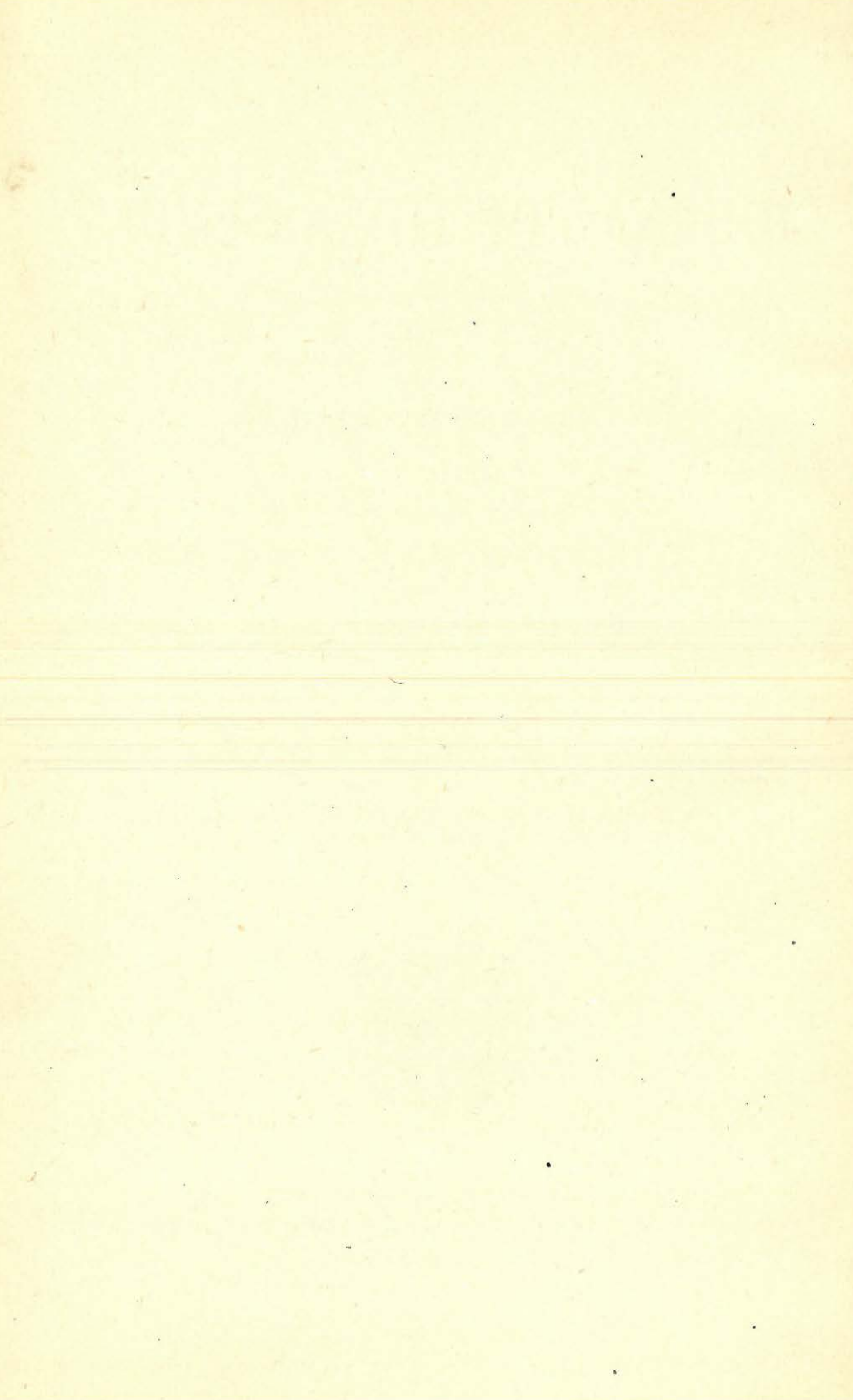
OF THE
SIXTEENTH SESSION

OF THE
LEGISLATURE OF THE STATE OF NEVADA,
1893.

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



CARSON CITY, NEVADA.
STATE PRINTING OFFICE, : : : J. E. ECKLEY, SUPERINTENDENT.
1893.



JOURNAL

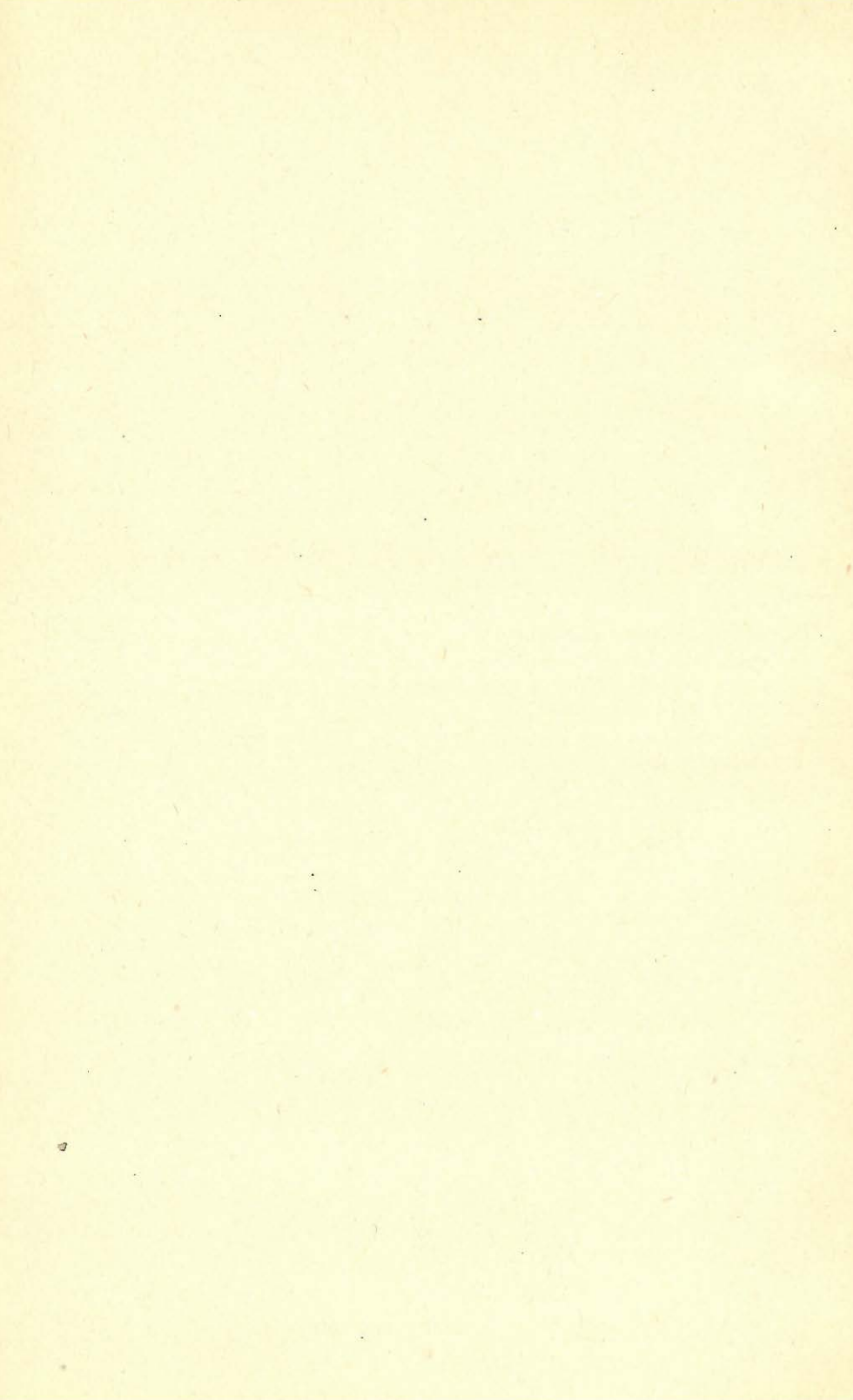
OF THE

PROCEEDINGS OF THE ASSEMBLY

SIXTEENTH SESSION, 1893.

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JOURNAL

OF THE

ASSEMBLY OF THE STATE OF NEVADA

SIXTEENTH SESSION.

FIRST DAY.

CARSON CITY (Monday), January 16, 1893.

Pursuant to the provisions of the Constitution and the statute, the Assembly was called to order at 12 m. by O. H. Grey, Secretary of State.

P. M. Bowler Jr. was appointed by the Chair as temporary Clerk, and H. P. Flannery temporary Sergeant-at-Arms.

On motion of Mr. Harris the roll was called, and the following members-elect answered to their names:

Messrs. Allen, Bell, Boston, Carah, Foster, Folsom, Griffin, Harris, Hamill, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Wheeler—29.

Absent—Mr. Foulks.

Mr. Hamill moved that a committee of two be appointed by the Chair to request one of the Justices of the Supreme Court to administer the oath of office to the members of the Assembly.

Carried.

The Chair appointed Messrs. Hamill and McNaughten as such committee.

The committee returned in due time with Justice R. R. Bigelow, who administered the oath of office to the following named members elect:

Messrs. Allen, Bell, Boston, Carah, Foster, Folsom, Griffin, Harris, Hamill, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Wheeler.

The Chair announced the election of permanent officers in order.

Mr. Pike of Washoe placed in nomination Thomas J. Bell of Nye for Speaker.

There being no other nominations, Mr. Bell was declared elected Speaker of the Assembly by acclamation.

Mr. Pike and Mr. Hamill were appointed to conduct the Speaker to the chair.

The committee performed the duty assigned it, and the Speaker on assuming the chair addressed the House as follows:

Gentlemen of the Assembly: I am more than grateful for the honor you have conferred on me in electing me your Speaker. This I take as a guarantee that you intend to do all you can to aid me in the full discharge of my duty. I assure you I don't underestimate the responsibility of the place. While much may depend upon me, I can do nothing without your co-operation. Upon us is turned the eyes of the people and from us they expect relief. Upon us rests the responsibility to some extent, at least, the welfare of the State. I am aware that this end of the Capitol represents a young party, hastily gathered together from all political creeds. I am very desirous it maintains the confidence of the people. I know it is not customary or intended that the presiding officer should lecture members on their duty when we are all on an equality, and accountable to none except our constituents, but most of you have told me this would be your first term, and I think, perhaps, you may have caught the idea that we have nothing to do. Doing nothing and having nothing to do are different propositions. Under the circumstances I don't think it amiss that we should counsel one another on what we should do. There are no graver thoughts to occupy the minds of men than will come before this Assembly. If they don't come we will be neglecting our duty. There is no broader field for research. Unless we are industrious and give all our time to the State, we are dishonest, for the people pay us well and have a right to expect honor in return. Every Act, resolution or proposition should be our lesson from day to day, not only in session, but out. By so doing, if you don't discover any good it may accomplish you will see what harm will become of it if passed. It has become the custom that committees never meet only when some bill or business from the Assembly is before them. This is a mistake; they should take a general supervision of all matters pertaining to the respective committees. By studying various subjects, they may find something that will help the State, if not by adding some statute, maybe by subtracting some. Every member should act for himself and make every subject a study. Had A not depended on B and B on C, etc., the great fraud of 1873 never would have so stealthily crept through Congress and enslaved the American people. If you can discover flaws or benefits that will occur by hearing a bill read at the desk you are the wisest Legislative Assembly that ever assembled in America. Men are only grown up boys, and if a young man was at high school and spent all his time at play he would not progress; neither will we if we follow such a course. Harmony is very essential; we should always bear in mind that we are equals; and to succeed must maintain the respect of all members. The Chair will doubtless make many mistakes, but if every member will jot down the questions wherein he thinks the Chair is in error, and call my attention to it, we will look up the law, and if the Chair is wrong, will gladly make amends. Thanking you again for this compliment, I am now at your service.

Mr. Harris of Douglas placed in nomination for Speaker *pro tem.* W. H. A. Pike of Washoe, and moved his election by acclamation.

The motion was carried unanimously, and Mr. Pike was declared duly elected Speaker *pro tem*.

On motion of Mr. Pike, the Clerk read the list of caucus nominees for attaches as follows:

Chief Clerk, P. M. Bowler of Esmeralda; Assistant Clerk, A. C. Pratt of Douglas; Sergeant-at-Arms, H. P. Flannery of Storey; Journal Clerk, Miss Ida Biroth of White Pine; Minute Clerk, W. H. Minor of Humboldt; Engrossing and Enrolling Clerk, J. R. Plunkett of Elko; Copying Clerk, Miss Annie McLaughlin of Washoe; Messenger, Thomas Dale of Eureka; Page, Milton Davis of Ormsby.

Mr. McCarthy moved that the persons named in the list read by the Clerk be declared elected as the attaches of the Assembly.

Carried.

On motion of Mr. Hamill, Messrs. Hamill and Harris were appointed by the Chair as a committee to request one of the Justices of the Supreme Court to administer the oath of office to the attaches, and also to member elect Mr. Foulks.

The committee performed the duty assigned it, and returned with Justice Bigelow, who thereupon administered the oath of office to the following attaches:

P. M. Bowler, A. C. Pratt, H. P. Flannery, Ida Biroth, J. R. Plunkett, Annie McLaughlin and Milton Davis; also to member elect Mr. Foulks.

Mr. Harris moved the adoption of the standing and joint rules of the fifteenth session of the Nevada Legislature as the rules of this Assembly until otherwise ordered.

Carried.

Mr. Hamill moved that a committee of three be appointed by the Chair to inform His Excellency, the Governor, that the Assembly is duly organized and ready to receive communications.

Carried.

Messrs. Hamill, McNaughten and Locklin were appointed as such committee, and retired to perform the duty assigned it.

Moved by Mr. Pike, that the Chief Clerk be directed to transmit a message to the Senate, informing that body of the organization of the Assembly, together with the names of officers and attaches.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, January 16, 1893.

To the Honorable the Assembly:

I have the honor to transmit herewith my biennial message for the years 1891-92, in compliance with the provisions of the State Constitution.

I also transmit the following reports of State officers, to wit: Annual Report of the State Treasurer for the year 1892; Biennial Report of the Fish Commissioner for 1891-92; Biennial Report of the Surveyor General and State Land Register for 1891-92, and the Biennial Report of the Attorney General for 1891-92.

Other public documents will be communicated as received by me.

Very respectfully,

R. K. COLCORD, Governor.

On motion of Mr. Pike the reading of the Governor's message and other reports was dispensed with, in consideration of the fact that the members are already provided with printed copies of the same.

A committee from the Senate appeared at the bar and announced that that body was duly organized and ready to proceed to business.

Mr. Folsom moved that a committee of three be appointed to wait on the clergymen of Carson and invite them to officiate, alternately, as chaplain of the Assembly during the present session.

Carried.

Messrs. Folsom, Hilp and Lernhart appointed as such committee.

On motion of Mr. Allen the Assembly adjourned at 12:40 P. M.

Approved:

T. J. BELL,

Speaker of the Assembly.

Attest: P. M. BOWLER, JR.,

Chief Clerk of the Assembly.

SECOND DAY.

CARSON CITY (Tuesday), January 17, 1893.

House convened at 11 A. M.

Mr. Speaker in the chair.

Roll called.

Members all present.

Prayer by the chaplain, Rev. G. R. Bird.

Journal of yesterday read and approved.

REPORT OF SELECT COMMITTEE.

Mr. Speaker:

Your committee appointed to confer with the several clergymen of this city and obtain their consent to officiate as chaplains of the Assembly, and act alternately, beg leave to report that they have performed their duty and have visited five clergymen, all of whom agree to participate in the services. Very respectfully,

F. G. FOLSOM,
SOL. HILP,
A. LERNHART.

Report read and accepted and the committee discharged.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, January 17, 1893.

To the Honorable the Assembly:

I present herewith for your examination and consideration the annual report of the Board of Regents of the State University for the year 1892; the biennial report of the Warden of the State Prison for the

years 1891-92, and the annual report of the State Controller for the year 1892.

Very respectfully,

R. K. COLCORD, Governor.

MOTIONS AND RESOLUTIONS.

By Mr. Wheeler:

WHEREAS, On the first day of the session of the Assembly, to-wit.: January 16, 1893, one Thomas Dale was regularly elected to the office of Messenger of this body; and

WHEREAS, On account of sickness he has been unable to attend and perform his duties, and has failed to take the official oath required by law; now, therefore, be it

Resolved, That the said office be and the same is hereby declared vacant.

Resolution read and adopted.

Moved by Mr. Boston, that the House proceed to the election of Messenger.

Carried.

On motion of Mr. Boston, J. C. Kennedy of Lyon county was declared elected Messenger of the Assembly by acclamation.

J. C. Kennedy, Messenger, and W. H. Minor, Minute Clerk, retired to the Supreme Court room, where Justice Bigelow administered the oath of office.

NOTICE OF BILLS.

Mr. Folsom gave notice that he would on to-morrow introduce a bill to repeal the law creating a State Board of Equalization.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, JANUARY 16, 1893. }

To the Honorable the Assembly:

I am instructed by the Honorable the Senate to inform your Honorable body that the Senate was fully organized this day, and is now ready to proceed to business.

The following officers and attaches were duly elected to serve for the present session, viz.:

President *pro tem.*, Senator Williams of Lander county; Secretary, P. S. Corbett of Storey county; Assistant Secretary, L. P. Davis of Eureka county; Sergeant-at-Arms, George Holesworth of Washoe county; Minute Clerk, R. Lothrop of Lyon county; Journal Clerk, John Kelly of Storey county; Engrossing and Enrolling Clerk, A. J. Maestretti of Lander county; Copying Clerk, Mrs. W. U. Mackey of Ormsby county; Messenger, W. H. Stone of Ormsby county; Page, Richard Savage of Ormsby county.

P. S. CORBETT,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Harris (by leave):

Assembly Bill No. 1—An Act to repeal an Act entitled "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 lands for reservoirs; for recording claims to water rights, and the appointment and duties of Water Commissioners," approved March 9, 1889.

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

Mr. Harris (by leave):

Assembly Bill No. 2—An Act to repeal an Act entitled an Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, approved March 9, 1865, and the Acts amendatory thereof and supplementary thereto," approved March 17, 1891.

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

STANDING COMMITTEES.

The Speaker announced the appointment of the following standing committees of the Assembly:

COUNTIES AND COUNTY BOUNDARIES.

Messrs. Richards, Langan, Reynolds, Manning and Melarkey.

PUBLIC PRINTING.

Messrs. McCarthy, Foster and Locklin.

MILEAGE.

Messrs. Harris, Manning, Locklin, Reynolds and Griffin.

AGRICULTURE.

Messrs. Allen, Foulks, Melarkey, Hoppin and Russell.

ELECTIONS.

Messrs. McNaughten, Foulks, Massey, Richards and Locklin.

CORPORATIONS.

Messrs. Hammill, Harris, Hilp, Allen and Foster.

EDUCATION.

Messrs. Massey, Smith, Norcross, McNaughten and Folsom.

WAYS AND MEANS.

Messrs. Pike, Harris, Hilp, Thies, Allen, Smith and Russell.

JUDICIARY.

Messrs. Wheeler, Massey, Norcross, Logan, McNaughten, Carah and Hoppin.

CONTINGENT EXPENSES AND ACCOUNTS.

Messrs. Griffin, Harris, Boston, Lernhart and Hilp.

STATE PRISON AND INSANE ASYLUM.

Messrs. Folsom, Foulks and Boston.

ENROLLMENT.

Messrs. Foster, Carah and Boston.

ENGROSSMENT.

Messrs. Smith, Norcross and McCarthy.

INTERNAL IMPROVEMENTS.

Messrs. Harris, Monahan, Manning, Hilp and Thies.

STATE INSTITUTIONS.

Messrs. Harris, Foulks, Folsom, Hilp and Lernhart.

STATE LIBRARY.

Messrs. Norcross, Logan and Hoppin.

FEDERAL RELATIONS.

Messrs. McNaughten, Massey, Griffin, Wheeler and Smith.

PUBLIC MORALS.

Messrs. Allen, Locklin and Melarkey.

TRADES AND MANUFACTURES.

Messrs. Hilp, Harris, Folsom, Hammill and Lernhart.

CLAIMS.

Messrs. Hilp, Harris, Logan, Griffin and Manning.

MINES AND MINING.

Messrs. Langan, Manning, Griffin, Boston and Massey.

Mr. Folsom moved to adjourn.

Mr. Harris moved, as an amendment, that the House take a recess until 2 o'clock p. m.

Amendment carried.

House took recess at 11:30 A. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Speaker announced the appointment of the following standing committees:

PUBLIC LANDS.

Messrs. Russell, Thies, Wheeler, Melarkey and Allen.

MILITARY AND INDIAN AFFAIRS.

Messrs. Locklin, Folsom, McCarthy, Hoppin and Monahan.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Pike two hundred copies of list of standing committees were ordered printed on cardboard.

By Mr. Hilp:

WHEREAS, An Act of Congress entitled "An Act to regulate the time and manner of holding elections of United States Senators in Congress," approved July, 1866, declares that each house shall openly, by a *viva voce* vote of each member present, name one person for Senator in Congress; therefore be it

Resolved, That the Assembly do proceed to vote *viva voce* for United States Senator in accordance with the provisions of said Act, to represent this State in the United States Senate at 12 o'clock m., on Tuesday, January 24, 1893.

Adopted.

Mr. Carah (by leave), Assembly Bill No. 3.—An Act to amend an Act entitled "An Act fixing the number of officers and attaches of the Legislature of the State of Nevada, and to define their duties and specify their pay," approved March 2, 1891.

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

NOTICE OF BILLS.

Mr. Massey gave notice that he would at some future day introduce a bill to amend the Act requiring Boards of Commissioners to publish allowances made by them, approved March 1, 1883.

Report of Clerk of Supreme Court read and referred to Committee on Judiciary.

Mr. Hamill moved to adjourn.

Lost.

By Mr. Pike :

Resolved, That the Sergeant-at-Arms be and is hereby ordered to procure 1,000 letter heads and 1,000 envelopes printed for the use of the members of the Assembly.

Read and adopted.

By Mr. Pike:

Resolved, That a joint committee of three from the House and two from the Senate be appointed for the purpose of selecting and naming rooms in the State Capitol and State Printing building for the use of the several committees of both Houses of the Legislature.

Read and adopted.

Messrs. Pike, Harris and Carah were appointed by the Speaker as such committee on the part of the Assembly.

On motion of Mr. Boston, the House adjourned at 2:20 p. m.

Approved:

T. J. BELL,
Speaker of the Assembly.

Attest: P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

THIRD DAY.

CARSON CITY (Wednesday), January 18, 1893.

House convened at 11 A. M.

Mr. Speaker in the chair.

Roll called.

All members present.

Prayer by the chaplain, Rev. G. R. Bird.

Journal of yesterday read, corrected and approved.

A message from the Secretary of State addressed to the Honorable Senate was received, and on motion of Mr. Pike ordered returned for correction of address.

REPORT OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly Bill No. 3, respectfully report that it has had the same under consideration, and has amended the same, and recommend its passage as amended.

W. H. A. PIKE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Griffin :

Resolved, That the Speaker appoint a committee of five to act as a standing committee on rules.

Mr. Massey moved to amend by making the Speaker one of such committee.

Amendment carried and resolution adopted as amended.

The Speaker thereupon appointed Messrs. Griffin, Massey, McNaughten and Pike as the committee.

By Mr. Harris :

Resolved, That the thanks of the Assembly be and are hereby tendered to Hon. O. H. Grey for the dignity and impartiality manifested while presiding over the organization of the Assembly, and to Justice Bigelow for his courtesy in attending on the Assembly and administering the oath of office to members and attaches.

NOTICE OF BILLS.

Mr. Massey gave notice that he would at some future day introduce a bill requiring corporations and others engaged in mining and manufacturing in this State to pay employes monthly in lawful money of the United States ; prohibiting the issue and circulation of checks and scrip ;

regulating sale of merchandise and supplies by employer to employes, and providing penalties for violation thereof.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 17, 1893. }

To the Honorable the Assembly :

I have the honor herewith to transmit to your honorable body Senate Concurrent Resolution No. 1, providing for the appointment of a joint committee on rooms.

Also, Senate Concurrent Resolution No. 2, providing for the appointment of a joint committee of inquiry.

Said resolutions were duly adopted.

P. S. CORBETT,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Senate Concurrent Resolution No. 1 :

Resolved by the Senate, the Assembly concurring, That a joint committee of two from the Senate and three from the Assembly be appointed for the purpose of selecting and naming rooms in the State Capitol and State Printing Office buildings for the use of the several and respective committees of both houses of the Legislature.

Read and ordered laid on table.

Senate Concurrent Resolution No. 2 :

Resolved by the Senate, the Assembly concurring, That a joint committee of two from the Senate and three from the Assembly be appointed for the purpose of interviewing the State Capitol Commissioners as to what provisions, if any, have been made for performing the porter work of the Senate and Assembly chambers, also the several committee rooms.

Read and ordered laid on the table.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Massey :

Assembly Bill No. 4—An Act providing for the publication of all bills allowed by the Boards of County Commissioners in this State.

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

By Mr. Folsom :

Assembly Bill No. 5—An Act to repeal an Act entitled an Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March 9, 1865, and the Acts amendatory thereof and supplementary thereto, approved March 17, 1891.

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

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 3—Amendments recommended by Committee on Ways and Means adopted and bill ordered engrossed.

Moved by Mr. Wheeler, that the House adjourn out of respect for the death of ex-President Hayes.

Carried, and House adjourned at 11:35 A. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest: P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

FOURTH DAY.

CARSON CITY (Thursday), January 19, 1893.

House convened at 11 A. M.

Mr. Speaker in the chair.

Roll called.

All members present.

Prayer by chaplain, Rev. G. R. Bird.

Journal of yesterday read and approved.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 3 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Wheeler :

Concurrent Resolution relative to the interests of Nevada and her silver product.

Resolved by the Assembly, the Senate concurring, That irrespective of party affiliations we hereby send cordial greeting to the Legislatures of the States of Colorado, Idaho and Montana, and ask their co-operation in all measures calculated to secure the free and unlimited coinage of silver, and the advancement of the mining interests of the mining States and Territories generally, and especially in the election of no man to the United States Senate who is not the honest and earnest friend of the free and unlimited coinage of silver.

Resolved, That a certified copy of these resolutions be immediately forwarded to the Secretary of State, under the Great Seal of the State of Nevada, to the presiding officers of the Senate and Assembly of each of the States before named, with the request that the same be read in open session to their respective houses.

Read and adopted.

NOTICE OF BILLS.

Mr. Norcross gave notice that he would at some future day introduce a bill to call a constitutional convention.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 3—An Act to amend an Act entitled “An Act fixing the number of officers and attaches of the Legislature of the State of Nevada, and to define their duties and specify their pay,” approved March 2, 1891.

Read third time and passed by the following vote :

YEAS—MESSRS. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hoppin, Hilp, Langhan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

NAYS—None.

Mr. Locklin moved to adjourn.

Mr. Harris moved to amend by taking recess until 2 o'clock p. m.

Amendment carried.

Leave of absence granted to Messrs. Boston, Foulks and Folsom.

House took recess at 11:20 A. M.

HOUSE IN SESSION.

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent by leave, Messrs. Boston, Foulks and Folsom.

REPORT OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Elections have had the credentials of members of this body under consideration, and beg leave to report the following annexed list as members entitled to represent the various counties of this State in this Assembly.

S. L. McNAUGHTEN, Chairman.

LIST OF MEMBERS ELECT OF THE ASSEMBLY FOR 1893.

| | |
|--------------------------------|---------------------------|
| Lem Allen of Churchill, | F. G. Folsom of Ormsby, |
| H. Harris of Douglas, | E. M. Reynolds of Ormsby, |
| W. A. Massey of Elko, | H. R. Logan of Ormsby. |
| George Russell of Elko, | W. Locklin of Storey, |
| R. P. Hamill of Elko, | H. T. Carah of Storey, |
| S. L. McNaughten of Esmeralda, | James Langan of Storey, |
| A. J. McCarthy of Esmeralda, | F. Monahan of Storey, |
| J. T. Wheeler of Eureka, | G. R. Smith of Storey, |
| M. G. Foster of Eureka, | A. Lernhart of Storey, |
| J. H. Thies of Humboldt, | A. D. Griffin of Washoe, |
| T. L. Hoppin of Humboldt, | C. A. Norcross of Washoe, |
| C. A. Richards of Lander, | J. P. Foulks of Washoe, |
| J. J. Manning of Lincoln, | W. H. A. Pike of Washoe, |
| D. W. Melarkey of Lyon, | Sol Hilp of White Pine, |
| S. G. Boston of Lyon, | T. J. Bell of Nye. |

Report read and adopted.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, January 19, 1893.

To the Honorable the Assembly :

GENTLEMEN : I present herewith for your examination and consideration the Biennial Report of the State Board of Assessors and Equalization for the years A. D. 1891 and 1892.

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 18, 1893. }

To the Honorable the Assembly :

By a resolution duly adopted by the Senate this day, I have the honor to transmit to your honorable body the standing committees of the Senate.

P. S. CORBETT,
Secretary of the Senate.

List of standing committees of the Senate read and placed on file.

MOTIONS AND RESOLUTIONS.

On motion of Mr. McNaughten, Senate Concurrent Resolution No. 2 was taken from the table and discussed.

Mr. Pike moved that Senate Concurrent Resolution No. 2 be again laid on the table.

Carried.

On motion of Mr. Harris, the Chief Clerk was directed to transmit to the Senate a list of standing committees of the Assembly.

Message received from Secretary of State.

Moved by Mr. Allen that the message be taken up out of order.

Carried.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF NEVADA,
DEPARTMENT OF STATE, SECRETARY'S OFFICE. }

To the Honorable the Assembly :

I have the honor to herewith transmit to your honorable body for your further consideration two proposed amendments to the Constitution of the State of Nevada. The status of each of these proposed amendments is particularly set forth in the last message of His Excellency, the Governor, pages 4, 5, 6 and 7. Respectfully,

O. H. GREY,
Secretary of State.

On motion of Mr. Massey, Assembly Concurrent Resolution No. 4, relative to amending section 1 of Article X. of the Constitution of the State of Nevada, was read first time, rules suspended, read second time by title and referred to Committee on Judiciary.

Also, Assembly Concurrent Resolution No. 7, relative to amending the Constitution of the State of Nevada, was read first time, rules suspended, read second time by title and referred to Committee on Judiciary.

Mr. Pike (by leave) gave notice that he would on to-morrow introduce a resolution providing for a joint select committee to investigate and report as to the validity of the publication of the constitutional amendments passed at the fifteenth session of the Nevada Legislature.

On motion of Mr. Allen, the House adjourned at 2:37 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

FIFTH DAY.

CARSON CITY (Friday), January 20, 1893.

House convened at 11 A. M.

Mr. Speaker in the chair.

Roll called.

All members present.

Prayer by Rev. G. R. Bird.

Journal of yesterday read and approved.

MOTIONS AND RESOLUTIONS.

By Mr. Reynolds:

WHEREAS, We have heard with profound regret of the death of the Hon. R. B. Hayes, ex-President of the United States,

Resolved by the Assembly, the Senate concurring, That out of respect to the memory of the deceased statesman, that when this House adjourns, we do adjourn until Monday, January 23, 1893.

Read and adopted.

By Mr. Pike :

WHEREAS, Twenty-eight amendments to the Constitution of the State of Nevada were proposed at the fifteenth session of the Legislature, and the same were agreed to by a majority of all the members elected to each of the two houses thereof ; and,

WHEREAS, Said proposed amendments are regularly entered on the journals of the two houses, with the yeas and nays taken thereon, and ordered referred to the Legislature next to be chosen, which is the Legislature now in session ; and,

WHEREAS, No publication of said amendments was ever made, save and except by printing said amendments in the statute of 1891 ; and,

WHEREAS, Doubt exists as to the authority of the present Legislature to further consider said amendments, or either of them, because of the difference of opinion as to the validity of the publication of said amendments ; and,

WHEREAS, A difference of opinion exists as to whether the law provides for the publication of said constitutional amendments, and if so, upon whom is the duty thereof enjoined ; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That a select committee

of three (3) from the Assembly and two (2) from the Senate be appointed for the purpose of investigating and reporting to their respective houses, whether if said amendments shall be agreed to by a majority of all the members elected to each house of the present Legislature, then would such amendments be in such legal status as to entitle them to submission to the people for approval; and, be it further

Resolved, That such committee shall have power to employ counsel for the purpose of determining the matter in the proper courts of the State, and to take such other and necessary steps as in their opinion are required.

Speaker *pro tem.* in the chair.

Mr. Harris moved to amend by striking out all that portion of the resolution after the words "for approval."

Yeas and nays called for by Messrs. Foulks, Massey and Hamill.

Roll called, and the amendment rejected by the following vote:

YEAS—Messrs. Foster, Harris, Langan, Manning, McNaughten, Monahan, Norcross, Russell, Smith and Mr. Speaker—10.

NAYS—Messrs. Allen, Boston, Carah, Folsom, Foulks, Griffin, Hamill, Hoppin, Hilp, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, Pike, Reynolds, Richards, Thies and Wheeler—20.

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

Yeas and nays called for by Messrs. Hilp, McNaughten and Richards.

Roll called, and resolution ordered laid upon the table by the following vote:

YEAS—Messrs. Foster, Folsom, Foulks, Griffin, Harris, Hilp, Lernhart, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Russell, Smith, Thies and Wheeler—18.

NAYS—Messrs. Allen, Boston, Carah, Hamill, Hoppin, Langan, Locklin, Massey, Pike, Reynolds, Richards and Mr. Speaker—12.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 20, 1893. }

To the Honorable the Assembly:

I have the honor herewith to transmit for the consideration of your honorable body, Senate Bill No. 6, entitled an Act to amend section 7 of an Act entitled "An Act to provide for the issuance of bonds by the county of Lyon in order to provide for the payment of twenty-five thousand dollars of the bonds of said county heretofore issued and now outstanding," approved February 9, 1887, which this day passed the Senate: Yeas, 13; Nays, none.

P. S. CORBETT,
Secretary of Senate.

SENATE CHAMBER,
CARSON CITY, January 19, 1893. }

To the Honorable the Assembly:

Enclosed I herewith have the honor to return to your honorable body Assembly Concurrent Resolution No. 1, which was adopted by the Senate, and Messrs. Maute and Forbes duly appointed a committee on the part of the Senate to act in conjunction with the committee appointed by your honorable body.

Also, Wheeler's Concurrent Resolution, relative to the interests of Nevada and her silver product, which this day was duly adopted by the Senate.

P. S. CORBETT,
Secretary of Senate.

NOTICES OF BILLS.

Mr. Hamill gave notice that he would at some future day introduce an Assembly Joint Resolution referring the Legislature of the State of Idaho to the matter of providing fish ways or ladders on dams on the Bruneau river, in the State of Idaho.

Mr. McCarthy gave notice that he would at some future day introduce a bill to appropriate and pay money to Esmeralda county on account of the special election of February 11, 1889.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Massey (by leave):

Assembly Bill No. 6—An Act granting leave of absence to Jacob Eggers, Assessor of the county of Elko.

Mr. Speaker in the chair.

Mr. McNaughten (by leave):

Assembly Bill No. 7—An Act to amend 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.

By Mr. McCarthy:

Assembly Bill No. 8—An Act to fund the Courthouse Bond Fund indebtedness of Esmeralda county.

By Mr. McCarthy:

Assembly Bill No. 9—An Act to prohibit certain live stock from running at large upon the streets and highways or commons of the cities and towns of the State of Nevada.

Moved by Mr. Pike that the House take a recess until 2 p. m.

Carried, and House took a recess at 12:10 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Hamill and Lernhart.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Norcross:

Assembly Bill No. 10—An Act to provide for a committee to frame a new Constitution for the State of Nevada.

Assembly Bill No. 6—Read first time, rules suspended, read second time by title and referred to Committee on Counties and County Boundaries.

Assembly Bill No. 7—Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Committee on Judiciary.

Assembly Bill No. 8—Read first time, rules suspended, read second time by title and referred to Esmeralda Delegation.

Assembly Bill No. 9—Read first time, rules suspended, read second time by title and referred to Committee on Agriculture.

Assembly Bill No. 10—Read first time, rules suspended, read second time by title and referred to Committee on Judiciary.

On motion of Mr. Allen Senate bill was taken up out of order.

Senate Bill No. 6—An Act to amend section seven of an Act entitled “An Act to provide for the issuance of bonds by the county of Lyon, in order to provide for the payment of twenty-five thousand dollars of the bonds of said county heretofore issued, and now outstanding,” approved February 9, 1887.

Read first time, rules suspended, read second time by title and referred to Lyon County delegation.

Moved by Mr. Wheeler that the House return to regular order of business.

Mr. Foulks raised the point of order that under the rules the House cannot change the order of business without one day’s notice.

Chair rules the point not well taken.

Mr. Foulks appealed from the ruling of the Chair.

Ruling of the Chair sustained by the House.

On Motion of Mr. Wheeler, Assembly Concurrent Resolution No. 3 was ordered taken from the table.

Mr. Pike moved to amend by adding to said resolution the words: “*Provided*, said legal counsel shall not be employed until first reported to the respective houses for their approval.”

Mr. Foulks moved to amend by inserting “Attorney General” instead of “legal counsel.”

Yeas and nays called for by Messrs. Massey, Richards and Foulks on the adoption of Mr. Foulks’ amendment.

Roll called, and amendment rejected by the following vote:

YEAS—Messrs. Foster, Folsom, Foulks, Griffin, Hamill, Manning, Massey, McNaughten, Norcross, Russell, Thies and Mr. Speaker—12.

NAYS—Messrs. Allen, Boston, Carah, Harris, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Melarkey, McCarthy, Monahan, Pike, Reynolds, Richards, Smith and Wheeler—18.

The question being on the adoption of the amendment offered by Mr. Pike, the yeas and nays were called for by Messrs. Massey, Foulks and Richards.

Roll called, and amendment adopted by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Messrs. Massey and McNaughten—2.

Mr. Norcross moved that Assembly Concurrent Resolution No. 3 be made special order for February 6.

Mr. Folsom moved to amend by making it a special order for January 23 at 1 P. M.

Amendment carried, and resolution made special order for Monday, January 23, at 1 P. M.

Moved by Mr. Logan that the House adjourn, pursuant to resolution adopted, until Monday, January 23.

Carried.

House adjourned at 3 P. M.

Approved :

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

T. J. BELL,
Speaker of the Assembly.

EIGHTH DAY.

CARSON CITY (Monday), January 23, 1893.

House convened at 11 A. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. McCarthy.

Prayer by chaplain, G. R. Davis.

Journal of the 20th instant read and approved.

Leave of absence granted Mr. McCarthy.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 1 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 4, and most respectfully recommend that it be referred to the Committee on Printing.

Also, Assembly Bill No. 5, and most respectfully recommend that it be referred to the Committee on Ways and Means.

J. T. WHEELER, Chairman.

NOTICE OF BILLS.

Mr. Wheeler gave notice that he would at some future day introduce a bill to amend an Act entitled "An Act to amend section 128 of an Act entitled an Act to regulate the settlement of the estates of deceased persons," approved November 29, 1861 ; approved February 28, 1881.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 1—An Act to repeal an Act entitled "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 lands for reservoirs ; for recording claims to water rights, and the appointment of Water Commissioners," approved March 9, 1889.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. McCarthy and Boston—2.

Assembly Bill No. 4—Referred to Committee on Printing.

Assembly Bill No. 5—Referred to Committee on Ways and Means.

Moved by Mr. Richards that the House take a recess until 1 p. m.
Carried.

House took recess at 11:40 a. m.

HOUSE IN SESSION

At 1 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent by leave—Mr. McCarthy.

SPECIAL ORDER.

Assembly Concurrent Resolution No. 3—Providing for the appointment of a joint committee to ascertain and report the legal status of the proposed constitutional amendments passed by the fifteenth session of the Nevada Legislature.

Resolution read.

Mr. Griffin moved to amend by striking out all after the word "concurring" in the fifteenth line, down to and including the word "approval," in line 20, printed bill, and substituting therefor the words: "That a joint committee consisting of four members from the Assembly and three from the Senate be appointed upon constitutional revision and amendments, to which said committee shall be referred all bills or amendments affecting the revision or amendment of the Constitution of this State."

Speaker *pro tem.* takes the chair during the discussion of the amendment.

Mr. Speaker in the chair.

Amendment rejected.

Mr. Folsom (by leave) submitted a preliminary report of the Committee on State Prison and Insane Asylum.

Mr. Norcross offered the following resolution :

Resolved by the Assembly, That all reports of the Committee on State Prison and Insane Asylum shall be confined strictly to the conduct and management of these several institutions under the present administrations, and no other.

Mr. Norcross' motion to adopt the resolution was lost by a standing vote of ten in the affirmative and twelve in the negative.

The report of the Committee on State Prison and Insane Asylum was then taken up and read, as follows :

* * * * * * * * * * [Ordered stricken out and expunged from the journal.]

Mr. Folsom moved that the report be referred to a special committee of three, with instructions to report as to the truth of the statements made therein at 11 A. M. to-morrow.

Mr. Norcross moved, as an amendment, that the House go into Committee of the Whole at 2 P. M. to-morrow for the consideration of said report.

Motion and amendment withdrawn.

Speaker *pro tem.* takes the chair.

Mr. Bell moved that the whole subject matter contained in the report be referred to the House in Committee of the Whole, and that the consideration of the report be made a special order for 2 P. M. to-morrow ; also, that Messrs. Bell and McCullough be invited to appear before said committee, if they desire to do so.

Yeas and nays called for by Messrs. Allen, Foulks and Locklin.

Roll called, and further consideration of report of Committee on State Prison and Insane Asylum made special order for January 24 at 2 P. M. by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Harris, Hamill, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Reynolds, Smith, Thies, Wheeler and Mr. Speaker—25.

NAYS—Messrs. Foulks, Pike, Richards and Russell—4.

Absent—Mr. McCarthy.

Senate message taken up out of order.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 23, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 2, which this day passed the Senate by the following vote : Ayes, 13 ; nays, none.

P. S. CORBETT,
Secretary of Senate.

On motion of Mr. Hamill, Senate Bill No. 2 was taken up out of order.

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

Report of joint committee on assignment of committee rooms (taken up out of order) read and adopted.

On motion of Mr. Pike, a vote of thanks of this Assembly was ex-

tended to His Excellency, the Governor, for tendering the use of his private office to the Assembly committees.

Lyon County delegation (by leave) report :

Mr. Speaker :

Your committee, consisting of the Lyon County delegation, to whom was referred Senate Bill No. 6, beg leave to report that we have considered the same, and report favorable thereon, with recommendation that it do pass.

D. W. MELARKEY.
S. G. BOSTON.

Senate Bill No. 6—An Act to amend section seven of an Act entitled “An Act to provide for the issuance of bonds by the county of Lyon, in order to provide for the payment of twenty-five thousand dollars of the bonds of said county heretofore issued and now outstanding,” approved February 9, 1887.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

NAYS—None.

Absent—Mr. McCarthy.

On motion of Mr. Reynolds the House adjourned at 2:28 P. M.

Approved :

T. J. BELL,

Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

NINTH DAY.

CARSON CITY (Tuesday), January 24, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All present, except Mr. Folsom.

Prayer by chaplain G. R. Davis.

Journal of yesterday read and approved.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

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

A. J. McCARTHY, Chairman.

MOTIONS AND RESOLUTIONS.

Assembly concurrent resolution relative to the election of a United States Senator.

Resolved by the Assembly, the Senate concurring, That a joint convention of the Senate and Assembly be held in the Assembly chamber on Wednesday, January 25, 1893, at 12 o'clock m., for the purpose of electing a United States Senator to represent this State in the United States Senate, under the provisions of the Act of Congress, approved July 25, 1866.

Adopted.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Lernhart :

Assembly Bill No. 11—An Act entitled "An Act to regulate the granting of certificates to teachers in the public schools of the State of Nevada." Read first time, rules suspended, read second time by title and referred to Committee on Education.

By Mr. Hilp :

Assembly Bill No. 12—An Act to create a Legislative Fund. Read first time, rules suspended, read second time by title and referred to Committee of the Whole.

By Mr. Hamill :

Assembly Joint Resolution relative to fish.
Ruled out of order.

By Mr. Wheeler, in accordance with previous notice :

Assembly Bill No. 13—An Act to amend an Act entitled an Act to amend section one hundred and twenty-eight of an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved November 29, 1861 ; approved February 28, 1881.

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

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 4—Considered engrossed and read third time.

Mr. Massey moved to amend by inserting after the word "made," the words : "*Provided*, that in counties where there are no papers published, the Board of County Commissioners shall cause to be posted by the clerk of said ward, at the door of the Courthouse in such county, the allowances provided for in this Act."

Amendment adopted, and Mr. Massey appointed by the Chair a committee of one to perfect the amendment.

Mr. Massey reported that he had performed the duty assigned him. On motion of Mr. Allen, the bill was ordered re-engrossed.

Senate messages were then taken up out of order and read as follows :

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 23, 1893. }

To the Honorable the Assembly :

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

honorable body, Senate Concurrent Resolution relative to the repeal of the Bullion Purchase Act of July 14, 1890, which this day passed the Senate.

Also, Assembly Concurrent Resolution No. 3, which was this day duly adopted by the Senate, and Messrs. McDonell and Gignoux appointed a select committee on the part of the Senate.

Also, report of joint committee of the Senate and Assembly on assignment of committee rooms.

P. S. CORBETT,
Secretary of Senate.

Senate Concurrent Resolution No. 1, relative to the repeal of the Bullion Purchase Act, taken up out of order.

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

The report of the joint committee on assignment of rooms to committees, this day transmitted from the Senate, was read and adopted.

SPECIAL ORDER.

The hour having arrived for the special order, the election of United States Senator, the Speaker announced that nominations were now in order.

Mr. Folsom placed in nomination Hon. W. M. Stewart.

Mr. Pike seconded the nomination.

There being no other nominations made, the roll was called. Each member arose in his place as his name was called and stated his choice for United States Senator, as follows :

For Hon. W. M. Stewart—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hoppin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

Mr. Massey moved that the House take a recess until 2 P. M.

Carried.

House took a recess at 12:9 P. M.

HOUSE IN SESSION.

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

All members present.

SPECIAL ORDER.

Mr. Logan moved that the House resolve itself into Committee of the Whole, for the consideration of the preliminary report of the Committee on State Prison and Insane Asylum, with Mr. Speaker in the chair.

Motion carried, and House resolved itself into Committee of the Whole.

In due time the committee arose and asked leave to sit again.

Mr. Hilp moved to take a recess until 7 P. M.

Carried.

House took a recess at 4:25 P. M.

HOUSE IN SESSION.

At 7 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. Langan (by leave).

Mr. Allen moved to indefinitely postpone the consideration of all matters pertaining to the charges against ex-Warden of the State Prison, Frank Bell.

Carried.

Mr. Pike offered the following resolution :

WHEREAS, In the report of the Committee on State Prison and Insane Asylum, presented to this Assembly Monday, January 23, 1893, charges were made against ex-Warden Frank Bell and Warden Frank McCullough, of the State Prison, for alleged irregularities in the transaction of the business of said State Prison ; and,

WHEREAS, Such charges were fully investigated in Committee of the Whole House upon Tuesday, the 24th day of January, 1893 ; and,

WHEREAS, Said charges were not sustained by the evidence produced ; now, therefore, be it

Resolved, That all that portion of the report of the Committee on State Prison and Insane Asylum be ordered stricken out and expunged from the journal ; and, be it further

Resolved, That this Assembly fully and entirely exonerate the said Frank Bell and the said Frank McCullough from said charges.

Mr. Pike moved the adoption of the resolution.

Yeas and nays called for by Messrs. Folsom, Russell and Hoppin.

Roll called and resolution adopted by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hoppin, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Mr. Reynolds.

Absent—Mr. Langan.

Mr. Allen moved that the House go into Committee of the Whole for the consideration of Assembly Bill No. 12.

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

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported Assembly Bill No. 12 back to the House, with the recommendation that it pass.

Assembly Bill No. 12—An Act to create a Legislative Fund.

On motion of Mr. Harris, the bill was considered engrossed and placed upon its third reading and final passage, and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hoppin, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

NAYS—None.

Absent—Mr. Langan.

Mr. Richards moved to adjourn.
Carried.

House adjourned at 7:25 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

TENTH DAY.

CARSON CITY (Wednesday), January 25, 1893.

Assembly convened at 11 A. M.

Speaker Bell in the chair.

Prayer by chaplain, G. R. Davis.

Roll called.

All the members present.

Mr. Hilp asked for temporary leave of absence.

Granted.

Journal of yesterday read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Enrollment have carefully compared Assembly Concurrent Resolution relative to the interests of Nevada and her silver product, and find it correctly enrolled.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 4 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Mileage beg leave to report they have found that

the members of the Assembly are entitled to mileage in amounts as set forth :

| NAMES OF MEMBERS. | Miles. | Amount. |
|---------------------------|--------|---------|
| <i>Storey County.</i> | | |
| Mr. Langan | 44 | \$11 00 |
| Mr. Locklin | 44 | 11 00 |
| Mr. Smith | 44 | 11 00 |
| Mr. Carah | 44 | 11 00 |
| Mr. Lernhart | 44 | 11 00 |
| Mr. Monahan | 44 | 11 00 |
| <i>Eureka County.</i> | | |
| Mr. Wheeler | 804 | 201 00 |
| Mr. Foster | 804 | 201 00 |
| <i>Churchill County.</i> | | |
| Mr. Allen | 200 | 50 00 |
| <i>Lyon County.</i> | | |
| Mr. Boston | 32 | 8 00 |
| Mr. Melarkey | 124 | 31 00 |
| <i>Humboldt County.</i> | | |
| Mr. Hoppin | 542 | 135 50 |
| Mr. Thies | 260 | 65 00 |
| <i>Washoe County.</i> | | |
| Mr. Griffin | 86 | 21 50 |
| Mr. Foulks | 87 | 21 75 |
| Mr. Norcross | 62 | 15 50 |
| Mr. Pike | 134 | 33 50 |
| <i>Lander County.</i> | | |
| Mr. Richards | 708 | 177 00 |
| <i>Elko County.</i> | | |
| Mr. Russell | 690 | 172 50 |
| Mr. Hamill | 814 | 203 50 |
| Mr. Massey | 800 | 200 00 |
| <i>Esmeralda County.</i> | | |
| Mr. McCarthy | 222 | 55 50 |
| Mr. McNaughten | 356 | 89 00 |
| <i>Nye County.</i> | | |
| Mr. Bell | 374 | 93 50 |
| <i>Lincoln County.</i> | | |
| Mr. Manning | 2,116 | 529 00 |
| <i>White Pine County.</i> | | |
| Mr. Hilp | 1,002 | 250 50 |
| <i>Douglas County.</i> | | |
| Mr. Harris | 28 | 7 00 |

Respectfully submitted,

H. HARRIS, Chairman.

Report read and adopted.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, January 23, 1893.

To the Honorable the Assembly :

GENTLEMEN : Herewith I transmit the report of the Commissioners for

the Care of the Indigent Insane of Nevada, and report of Superintendent of the Nevada State Insane Asylum. Said reports are for years 1891-92.

Respectfully,

R. K. COLCORD, Governor.

MOTIONS AND RESOLUTIONS.

By Mr. Allen :

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

Read and laid on table.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Hamill :

Assembly Joint Resolution referring the Legislature of the State of Idaho to the matter of providing fish ways, or ladders, or dams in the Bruneau river in the State of Idaho.

Rules suspended, read first and second times by title and referred to Committee on Federal Relations.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 4—An Act providing for the publication of all bills allowed by the Boards of County Commissioners in this State.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

Mr. Allen moved to take recess until 11:55 A. M.

Carried.

House took recess at 11:31 A. M.

HOUSE IN SESSION

At 11:55 A. M.

Mr. Speaker in the chair.

Roll called, all members present.

MOTIONS AND RESOLUTIONS.

By Mr. Harris :

Resolved by the Assembly, the Senate concurring, That the Legislature meet in the Assembly chamber at 3 P. M. this day, January 25, 1893, for the purpose of electing a Warden of the State Prison of the State of Nevada.

Resolution read and adopted.

By Mr. Harris :

Resolved, That a committee of three be appointed to wait upon and inform the Senate that the Assembly is now ready to meet that honorable body in joint convention to declare the result of the election of a United States Senator.

Resolution adopted, and Messrs. Harris, Massey and McNaughten appointed as such committee.

In due time the special committee returned and reported that it had performed the duty assigned it, and that the Senate would soon be present in the House.

IN JOINT SESSION.

The Sergeant-at-Arms informed the Assembly that the Senate was now at the bar of the House ready to meet the Assembly in joint convention to declare the result of the election of a United States Senator.

The Speaker of the Assembly, after receiving the Senate, tendered the gavel to President Poujade of the Senate, who thereupon called the joint convention to order.

The Secretary of the Senate then called the roll of Senators.

Present—Messrs. Boyle, Comins, Forbes, Folsom, Gignoux, Kaiser, LaGrave, Maute, McDonell, Patchen, Rickey, Stearns, Williams and Williamson—14.

Absent (by leave)—Mr. Foley.

The Chief Clerk of the Assembly then called the roll of Assemblymen.

Present—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughton, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

The Chief Clerk of the Assembly was then directed by the President of the Joint Convention to read that portion of the respective journals of the Senate and Assembly relating to the ballot for United States Senator, had on the preceding day, and it appearing therefrom that the Hon. Wm. M. Stewart had received a majority of all the votes cast, the President of the Joint Convention said: The journal of each House shows that the same person, Wm. M. Stewart, has received a majority of the votes of all the members elected to each House, and therefore, that person, Wm. M. Stewart, of Ormsby county, is declared duly elected United States Senator for the State of Nevada, for the term beginning March 4, 1893.

On motion of Mr. Pike the Joint Convention was declared adjourned *sine die*.

HOUSE IN SESSION.

Mr. Harris presented the following telegram which was read:

WASHINGTON, D. C., January 25, 1893.

Hon. H. Harris: Present my sincere and heartfelt thanks to the Legislature.

WM. M. STEWART.

Mr. Allen moved to take recess until 2:55 p. m.

Carried.

House took recess at 12:11 p. m.

HOUSE IN SESSION.

At 2:55 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Pike moved that a committee of three be appointed to wait upon and inform the Senate that the Assembly is now ready to meet that body in joint convention for the election of Warden of the State Prison of the State of Nevada.

Carried.

The Chair appointed Messrs. Pike, Lernhart and Boston as such committee.

On returning, Mr. Pike informed the Assembly that the committee had performed its duty, and was duly discharged.

IN JOINT SESSION.

The Senate appeared at the bar of the House.

The President of the Senate presented the gavel to the Speaker of the Assembly with the request that he preside.

The Secretary of the Senate called the roll of Senators.

Present—Messrs. Boyle, Comins, Folsom, Forbes, Gignoux, Kaiser, LaGrave, Maute, McDonell, Patchen, Rickey, Stearns, Williams and Williamson—14.

Absent—Mr. Foley (by leave).

The Chief Clerk of the Assembly called the roll of the Assembly.

Present—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughton, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

Mr. Massey, Assemblyman from Elko, placed in nomination for Warden of the State Prison, Frank Bell of Washoe county, and spoke to the nomination.

Mr. Griffin of Washoe seconded the nomination.

On motion of Mr. Hamill, nominations were declared closed.

The roll of the Senate was called with the following result for Frank Bell :

YEAS—Messrs. Boyle, Comins, Folsom, Forbes, Gignoux, Kaiser, LaGrave, Maute, McDonell, Patchen, Rickey, Stearns, Williams and Williamson—14.

NAYS—None.

Absent—Mr. Foley.

The roll of the Assembly was then called as follows for Frank Bell :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Messrs. Folsom and Manning were excused from voting.

Mr. Frank Bell was declared duly elected Warden of the State Prison for the ensuing term.

Mr. Allen moved that the Joint Convention adjourn.

Carried.

HOUSE IN SESSION

At 3:17 P. M.

Mr. Speaker in the chair.

The Chair announced the following appointments on special committee on constitutional amendments: Messrs. Pike, Hoppin and Carah.

Mr. Pike moved to adjourn.

Carried.

House adjourned at 3:19 P. M.

Approved:

T. J. BELL,
Speaker of the Assembly.

Attest: P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

ELEVENTH DAY.

CARSON CITY (Thursday), January 26, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Folsom and Pike.

Prayer by chaplain, Rev. G. R. Davis.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Agriculture has had Assembly Bill No. 9 under consideration, and recommend that the same be amended as follows, to wit:

Amend by striking out the words "two miles," on line 9, section 1 of printed bill, and insert in lieu thereof the word "half-mile."

Further amend by inserting the words "by paying all charges, costs and damages" after the word "charge," on line 4 of section 4.

Further amend by striking out the words "three hundred," on line 3 of section 5, and inserting the word "twenty" in lieu thereof.

Further amend by striking out the words "and shall be removed from office," on line 4 of section 5.

L. ALLEN, Chairman.

Mr. Speaker:

Your Committee on Judiciary have had Assembly Bill No. 13 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also Senate Bill No. 2, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. T. WHEELER, Chairman.

Mr. Speaker:

Your Committee on Federal Relations have had Senate Concurrent

Resolution No. 1 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

S. L. McNAUGHTEN, Chairman.

Mr. Speaker :

Your Committee on Counties and County Boundaries have had Assembly Bill No. 6 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

C. A. RICHARDS, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 9—Read third time.

Mr. Allen moved that amendments recommended by Committee on Agriculture be adopted.

Carried.

Mr. Hamill moved to amend by striking out in line 2, section 1, the words "cow, calf and heifer."

Lost.

Mr. Hoppin moved to amend by striking out in line 2, section 2 "and the privilege of any citizen of, or."

Carried.

Mr. Massey moved to amend by inserting after the word "State," in line 4, section 1, the words: "When such town or city has at any election, held under the election laws of this State, by a majority vote of the legal voters thereof, voted against said stock running at large."

Withdrawn by leave.

Mr. Massey moved to refer Assembly Bill No. 9 to Committee on Agriculture.

Lost.

Mr. Massey moved that Assembly Bill No. 9 be made a special order for 12 M.

Lost.

Mr. McNaughten moved to make Assembly Bill No. 9 special order for 2:30 P. M. to-day.

Carried.

Mr. Foulks moved to take recess until 1:30 P. M.

Carried.

House took recess at 12:18 P. M.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

All members present.

Senate messages taken up out of order.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 26, 1893. }

To the Honorable the Assembly:

I have the honor herewith to transmit to your honorable body, Assembly

Bill No. 12, "An Act to create a Legislative Fund," which this day passed the Senate: Yeas, 14; nays, none.

Also, Senate Bill No. 7, which this day passed the Senate: Yeas, 14; nays, none.

Also, Senate Bill No. 4, which this day passed the Senate: Yeas, 13; nays, 1.

P. S. CORBETT,
Secretary of the Senate.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 6.—An Act granting leave of absence to Jacob Eggers, Assessor of the county of Elko.

Considered engrossed, read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

Assembly Bill No. 13.—An Act to amend an Act entitled an Act to amend section one hundred and twenty-eight of an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved November 29, 1861; approved February 28, 1881.

Considered engrossed; read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

Senate Bill No. 2.—An Act to amend an Act entitled "An Act relative to attorneys and counsellors at law," approved October 31, 1861.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30:

Senate Concurrent Resolution No. 1, relative to the repeal of the Bullion Purchase Act of July 14, 1890.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

On motion of Mr. Allen, Assembly resolution relative to stationery was taken from the table.

By Mr. Allen:

Resolved, That the State Controller be and is hereby authorized to

draw his warrant for twenty dollars in favor of each member of the Assembly, for stationery and newspapers.

Adopted.

By Mr. Russell (out of order):

WHEREAS, The changed condition in the commercial interests of this State demands the utmost economy in the administration of State and county governments; and

WHEREAS, Measures will doubtless be introduced during the present session having this object in view; and

WHEREAS, It is desirable to take only such action in the premises as may be for the best interests of the people; and

WHEREAS, It is impracticable for this Legislature, as a body, to investigate in detail the various State and county expenditures; therefore, be it

Resolved, That a special committee of three be appointed by the Chair, with instructions to investigate the various disbursements of both State and county funds and report to this Assembly, at an early date, the result of its investigations, together with recommendations as to the most available and judicious means of reducing expense of State and county governments in detail; as to where and how such retrenchment can be effected for the best interests of the people, and without impairing the public service; specifying where, if any, State or county officers can be consolidated; where and how the expenses of maintaining State institutions can be reduced, and such further information and recommendations as it may deem of value to this Assembly in the consideration of the matters herein referred to.

Mr. Russell moved the adoption of the resolution.

Yeas and nays called for by Messrs. Pike, Russell and Massey.

Roll called, and resolution adopted by the following vote:

YEAS—Messrs. Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hopkin, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Richards, Russell, Thies, Wheeler and Mr. Speaker—18.

NAYS—Messrs. Allen, Boston, Carah, Hilp, Langan, Lernhart, Locklin, Logan, Melarkey, Pike, Reynolds and Smith—12.

Mr. Allen moved that the special order, Assembly Bill No. 9, be now taken up.

Motion carried by a standing vote of 18 in the affirmative and 6 in the negative.

Mr. Pike offered an amendment to section 1 by adding after the word "State," in line 4 of printed bill, the words "between the hours of 6 p. m. and 6 a. m. of each day."

Speaker *pro tem.* takes the chair.

Mr. McNaughten moved to amend the amendment by striking out the word "six" in the last line and substituting therefor the word "seven."

Carried.

Mr. Pike's amendment, as amended, was then read and adopted.

Mr. Massey offered the following, and moved its adoption: Insert after the word "town," in line 10 of the printed bill, the words: "Provided that the provisions of this Act shall not apply to such cities and towns of this State where a majority of the legal voters thereof favor the running at large of cows, calves and heifers; and the School Trustees, in the unincorporated towns and cities of this State, are hereby directed,

at the next election of School Trustees for such towns and cities under the provisions of the existing laws, to include in the notice required by said election law, a statement that the legal voters of such city or town shall vote upon said proposition, and such notice shall also prescribe such form of ballot and such manner of voting as said Trustees may deem proper.

Motion to adopt lost.

Mr. Hoppin moved to amend by striking out the words "and the privileges of any citizen," in line two of section two.

Adopted.

Mr. Hamill moved to take recess for five minutes.

Lost.

Mr. Massey moved to refer Assembly Bill No. 9 to Committee on Judiciary.

Yeas and nays called for by Messrs. Massey, Boston and Locklin.

Roll called and motion lost by the following vote :

YEAS—Messrs. Boston, Hamill, Harris, Logan, Manning, Massey, Melarkey, Norcross, Richards, Russell and Mr. Thies—11.

NAYS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hilp, Hoppin, Langan, Lernhart, Locklin, McCarthy, McNaughten, Monahan, Pike, Reynolds, Smith, Wheeler and Mr. Speaker—19.

Mr. McCarthy moved that Assembly Bill No. 9 be ordered engrossed.

Yeas and nays called for by Messrs. Massey, Russell and McNaughten.

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

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Smith, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Hamill, Logan, Massey, Richards, Russell and Thies—6.

On motion of Mr. Allen, Senate business was taken up out of order.

Senate Bill No. 4—History read, and bill ordered returned to Senate for correction of history.

Senate Bill No. 7—An Act to grant leave of absence to W. J. Dooley, County Treasurer of Lincoln county.

Read first time, rules suspended, read second time by title and referred to Lincoln county delegation.

Mr. Massey moved to adjourn.

Carried.

House adjourned at 3:30 P. M.

Approved :

J. T. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.

Chief Clerk of the Assembly.

TWELFTH DAY.

CARSON CITY (Friday), January 27, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All members present.

Prayer by chaplain, Rev. G. R. Davis.

Journal of yesterday read and approved.

The Chair announced the death of Hon. James G. Blaine.

MOTIONS AND RESOLUTIONS.

Mr. Harris (by leave) introduced the following resolution relative to the death of the Hon. James G. Blaine.

WHEREAS, We have learned with profound regret of the death of Hon. James G. Blaine; therefore, be it

Resolved, That when we adjourn we do so out of respect to the memory of the deceased statesman.

Mr. Logan moved to amend so as to read that we adjourn at 12 m. until Monday, January 28th.

Yeas and nays called for by Messrs. Massey, Reynolds and Russell.

Roll called, and amendment adopted by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Hamill, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, Monahan, Norcross, Pike and Smith—19.

NAYS—Messrs. Griffin, Harris, Hoppin, Massey, McNaughten, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—11.

Mr. Hamill moved to reconsider the vote whereby the amendment was adopted.

Motion lost by a standing vote of 9 in the affirmative and 16 in the negative.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly enrolled Bill No. 12 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your committee, the Lincoln County Delegation, to whom Senate Bill

No. 7 was referred, beg leave to report the bill back to the House with the recommendation that it do pass.

J. J. MANNING.

The Speaker announced the appointment of Messrs. Russell, Foulks and McNaughten as special committee, pursuant to resolution by Mr. Russell adopted on Wednesday last.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 27, 1893. }

To the Honorable the Assembly :

I have the honor herewith to transmit to your honorable body Assembly Bill No. 3, which was amended by riders, and passed the Senate: ayes, 10 ; nays, 4.

P. S. CORBETT,
Secretary of Senate.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. McCarthy :

Assembly Bill No. 14—An Act to appropriate and pay money to Esmeralda county on account of the special election of February 11, 1889.

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

By Mr. Melarkey (by leave):

Assembly Bill No. 15—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, rules suspended, read second time by title and referred to Committee on Agriculture.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 7—An Act to grant leave of absence to W. J. Dooley, County Treasurer of Lincoln county.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

NAYS—Mr. Langan—1.

Assembly Bill No. 3.

Senate amendments concurred in as follows: Amend section 2 by striking out the word "two," in line 1, and adding in lieu thereof the word "one."

Roll called, and amendment adopted by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Foulks, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McNaughten, Monahan, Reynolds, Russell, Smith, Thies, Wheeler and Mr. Speaker—22.

NAYS—Messrs. Boston, Folsom, Griffin, Massey, McCarthy, Norcross, Pike and Richards—8.

Senate amendment striking out the letter "s" in the word "clerks" in section 2.

Roll called, and amendment adopted by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

NAYS—Messrs. Boston, Folsom, Foulks, Griffin and Massey—5.

Senate amendment to section 3, striking out, in line 6, the words "and fifty cents."

Roll called and amendment adopted by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Messrs. Folsom and Massey—2.

Senate amendment, adding section 4 :

Section 4. *Provided, however*, in case either the Senate or Assembly shall organize or act with a less number of attaches than herein provided, such organization or action shall be legal; *and provided, further*, that either the Senate or Assembly may, by resolution, increase or diminish the number of its attaches at any time during the session, within the limits hereinbefore provided.

Roll called and amendment adopted by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—30.

Assembly Bill No. 3 ordered engrossed.

Mr. Folsom moved to adjourn.

Carried.

House adjourned at 11:58 A. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of Assembly.

FIFTEENTH DAY.

CARSON CITY (Monday), January 30, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by chaplain, Rev. G. R. Bird.

Indefinite leave of absence granted to Mr. Langan.

Journal of Friday (twelfth day) read and approved.

PRESENTATION OF PETITIONS.

By Mr. Hamill, relative to fish law.

By Mr. Pike, relative to fish.

On motion of Mr. Hamill, consideration of petition postponed.

On motion of Mr. Pike, same action.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Ways and Means have had Assembly Bills Nos. 2 and 5 under consideration, and beg leave to report favorably on the same, with the recommendation that one of said bills do pass. Your committee wish to state that these bills are identical in language and purpose, and one was introduced per previous notice under the rules of the House, and the other was introduced by leave without previous notice. Your committee, therefore, having no choice as to which bill should take preference, refer the matter to the action of the House.

W. H. A. PIKE, Chairman.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, January 27, 1893.

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 create a Legislative Fund."

Very respectfully,

R. K. COLCORD, Governor.

CARSON CITY, January 30, 1893.

To the Honorable the Assembly:

GENTLEMEN—Herewith I transmit the report of the resident land agent and attorney for Nevada at Washington, D. C., for the past two years, ending December 31, 1892.

Also, for the consideration of your honorable body, I present herewith the biennial report of the Secretary of State of the State of Nevada, for two years ending December 31, 1892.

Very respectfully,

R. K. COLCORD, Governor.

On motion of Mr. Harris, the report transmitted by the Governor was referred to the Committee on Public Lands.

MOTIONS AND RESOLUTIONS.

By Mr. Foster :

Assembly Joint Resolution, relating to the election of United States Senator.

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

By Mr. McCarthy :

Assembly Concurrent Resolution No. —, relative to annexation of the Hawaiian Islands.

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

NOTICE OF BILLS.

Mr. Foster gave notice that he would at some future day introduce a bill to amend the game laws.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Wheeler (by leave):

Assembly Concurrent Resolution No. 1, relative to amending the Constitution of the State of Nevada.

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

By Mr. Hamill (without previous notice):

Assembly Bill No. 16—An Act to amend sections 2 and 4 of an Act entitled an Act amendatory of and supplementary to an Act entitled "An Act to provide for the preservation of fish in the waters of this State," approved March 5, 1877, and to repeal section 9 of said Act, approved March 19, 1891.

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

Mr. Harris (by leave):

Assembly Bill No. 17—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1881, and to repeal sections 22, 23, 25, 28 and 29 of said Act.

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

By Mr. Harris (without previous notice):

Assembly Bill No. 18—An Act defining certain duties of County Assessors, County Commissioners, County Clerks, County Treasurers and *ex-officio* Tax Collectors.

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

By Mr. Allen (without previous notice):

Assembly Bill No. 19—An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State government of Nevada.

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

By Mr. Hoppin (by leave):

Assembly Bill No. 20—An Act entitled "An Act to prevent the dissemination of contagious diseases among sheep; to provide for the appointment of sheep inspectors in the several counties of this State, and to define their duties and compensation.

Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Committee on Agriculture.

By Mr. Massey:

Assembly Bill No. 21—An Act for the relief of Jacob Eggers, Assessor of Elko county, on account of poll tax receipts lost for which he had never received the tax.

Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Committee on Claims.

By Mr. Massey :

Assembly Bill No. 22—An Act concerning grand juries, defining their numbers and prescribing the manner in which they shall be drawn.

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

By Mr. Massey :

Assembly Bill No. 23—An Act to amend section two hundred and twenty-six 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, rules suspended, read second time by title and referred to Committee on Judiciary.

By Mr. Massey :

Assembly Bill No. 24—An Act to amend section five hundred and eighty-eight of 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, rules suspended, read second time by title and referred to Committee on Judiciary.

By Mr. Massey :

Assembly Bill No. 25—An Act prohibiting any member of the Board of County Commissioners of this State from becoming surety upon certain official bonds, and providing penalties for the violation thereof.

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

By Mr. Massey :

Assembly Bill No. 26—An Act requiring corporations, associations, firms, and persons, engaged in mining or manufacturing in this State, to pay their employes monthly in lawful money of the United States; prohibiting the issue and circulation of certain checks or script; regulating the sale of merchandise and supplies by employers to employes, and providing penalties for the violation thereof.

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

By Mr. Pike (by leave):

Assembly Bill No. 27—An Act to amend an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State government of Nevada," approved February 21, 1881.

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

By Mr. Pike (by leave):

Assembly Bill No. 28—An Act to authorize the Board of County Commissioners of Washoe county to issue bonds on the property of the town of Wadsworth, in said county, for protection against fire and matters relating thereto.

Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Washoe County Delegation.

By Mr. Pike (by leave):

Resolution relative to the appointment of Copying Clerk of the Assembly.

Resolution read and made special order for 2 P. M. of this day.

On motion of Mr. Hamill, House took recess until 2 P. M.

House took recess at 12:30 P. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Pike, Hoppin and Carah, who were excused on committee duty.

MOTIONS AND RESOLUTIONS.

By Mr. Pike, relative to the appointment of a copying clerk.

Laid on table.

By Mr. McCarthy, relative to the appointment of a copying clerk.

Made special order for 3 P. M.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 3 with the engrossed copy thereof, and find the same correctly engrossed.

GEORGE R. SMITH, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 20—Read, considered engrossed and re-referred to Committee on Ways and Means.

Assembly Bill No. 5—Laid upon the table.

Assembly Bill No. 3—Reported correct, engrossed and ordered enrolled.

Senate message taken up out of order.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, JANUARY 27, 1893. }

To the Honorable the Assembly :

I herewith have the honor to transmit to the Honorable Assembly, Senate Bill No. 9, which passed the Senate this day : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 4, which this day passed the Senate : Yeas, 12 ; nays, 2.

P. S. CORBETT,
Secretary of the Senate.

Mr. Russell gave notice that on to-morrow he would offer a resolution. Resolutions relative to the election of United States Senator and Warden of the State Prison received from Senate and laid upon the table.

Senate Bill No. 9—Read first time, rules suspended, read second time by title and referred to Lincoln county delegation.

Mr. Allen moved to take recess until 3 p. m.

Carried.

House took recess at 2:37 p. m.

HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Foster and Pike.

Speaker *pro tem.* in the chair.

Special order relative to election of copying clerk.

SPECIAL ORDER.

Mr. McCarthy offered a substitute for Assembly Concurrent Resolution introduced by Mr. Pike.

Mr. Massey moved to amend the substitute by inserting the words "said clerk to be named by a majority of this House."

Amendment adopted.

Substitute as amended was then read as follows :

WHEREAS, The business of this House is such as to require the assistance of an additional copying clerk ; and

WHEREAS, No provision of law providing for the employment of such clerk now exists ; now, therefore, be it

Resolved by the Assembly, the Senate concurring, That the Chief Clerk of the Assembly be and is hereby authorized to employ a copying clerk, the name of said clerk to be named by a majority of this House, at a compensation not exceeding the sum of five dollars per day, to facilitate the business of the Assembly.

Resolution read and adopted.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 9 with the engrossed copy thereof, and find the same correctly engrossed.

GEORGE R. SMITH, Chairman.

Mr. Pike, from Joint Committee on Constitutional Amendments, reported as follows :

Mr. Speaker:

Your joint committee, to whom was referred the subject matter contained in Assembly Concurrent Resolution No. 3, beg leave to report progress, and ask that the committee be authorized to employ legal counsel to assist the Attorney General in formulating a plan whereby a test case may be brought before the Supreme Court of the State at as early a date as possible to establish the validity of the publication of the

amendments and assist him in presenting the case before the Supreme Court under consideration. Your committee is of the opinion that such assistant counsel can be secured for the sum of one hundred dollars.

The reason the Attorney General is in need of this counsel is because your committee consider that the exigencies of the case require immediate action, and have requested the Attorney General to give us a formal opinion at 2 o'clock on Wednesday next. This necessitates the looking up of many authorities in the State Library, hence the required assistance.

A. J. McDONELL,
Chairman Senate Committee.
W. H. A. PIKE,
Chairman Assembly Committee.

Report read and adopted.

Mr. Massey moved that the House adjourn.
Carried.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

SIXTEENTH DAY.

CARSON CITY (Tuesday), January 31, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent by leave—Mr. Langan.

Prayer by chaplain G. R. Bird.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Concurrent Resolution No. 4 under consideration, and beg leave to report the same back to the House without recommendation.

Also, Assembly Concurrent Resolution No. 7, and beg leave to report the same back to the House without recommendation.

JOHN T. WHEELER, Chairman,

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your select committee, consisting of the Esmeralda delegation, to whom was referred Assembly Bill No. 8, report the same back with substitute, and recommend that the substitute be adopted.

S. L. McNAUGHTEN,
A. J. McCARTHY.

MOTIONS AND RESOLUTIONS.

By Mr. Hamill :

Resolved, That the Sergeant-at-Arms be and is hereby instructed to furnish each of the Justices of the Supreme Court one copy each of all printed bills of the Assembly.

Resolution read and adopted.

By Mr. Massey :

Resolved, That Standing Rule No. 1 of the House be changed to read as follows: "The House shall meet each day at 10 A. M., unless the House shall adjourn to some other hour."

Mr. Pike moved to amend by making the hour 10:30 A. M.

Amendment adopted by a standing vote of 15 in the affirmative and 12 in the negative.

Resolution, as amended, read and adopted by a standing vote of 19 in the affirmative and 5 in the negative.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Russell :

Assembly Joint Resolution No. —, authorizing the Governor of the State of Nevada to receive and receipt for moneys due said State from the repayment of the direct tax.

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

By Mr. Foster :

Assembly Bill No. 29—An Act to amend section 2 of an Act to amend an Act entitled "An Act to amend an Act entitled an Act to preserve wild game, and to repeal all other Acts in relation thereto," approved February 23, 1877; approved March 6, 1879; approved March 3, 1881; approved March 23, 1891.

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

By Mr. Massey :

Assembly Bill No. 30—An Act to provide for the election of School Trustees, and other matters connected therewith.

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

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 9—An Act to prohibit certain live stock from running at large upon the streets and highways or commons of the cities and towns of the State of Nevada.

Bill read third time.

Mr. Massey moved to strike out enacting clause.

Yeas and nays called for by Messrs. McNaughten, Hamill and Smith.

Roll called and motion lost by the following vote :

YEAS—Messrs. Carah, Hamill, Logan, Manning, Massey and Richards—6.

NAYS—Messrs. Allen, Boston, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Melarkey, McCarthy, McNaughten,

Monahan, Norcross, Pike, Reynolds, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

Roll called, and bill passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Hamill, Logan, Manning, Massey and Richards—5.

Absent—Mr. Langan.

Assembly Bill No. 8.

Substitute adopted and referred to Esmeralda county delegation.

Assembly Concurrent Resolution No. 7, relative to amending section 7 of Article II. of the Constitution of the State of Nevada.

Speaker *pro tem.* in the chair.

Mr. Wheeler moved that the consideration of the constitutional amendments be made special order for to-morrow, February 1, at 7 P. M. Carried.

Senate message taken up out of order.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 31, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body, Assembly Bill No. 1, which this day passed the Senate : Yeas, 12 ; nays, none.

Also, Senate Bill No. 4, with the history thereon duly corrected, and Senate Bill No. 5, which this day passed the Senate : Yeas, 12 ; nays, none.

P. S. CORBETT,
Secretary of the Senate.

Senate bills taken up out of order :

Senate Bill No. 4—An Act concerning the payment in money of debts and other obligations.

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

Senate Bill No. 5—An Act to empower the Commissioners of Nye county to transfer surplus moneys from the Current Expense Fund and Contingent Fund into the Indigent Fund of said county.

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

On motion of Mr. Smith, message from the Governor taken up out of order and read, as follows :

MESSAGE FROM THE GOVERNOR.

CARSON CITY, January 31, 1893.

To the Honorable the Assembly :

GENTLEMEN : I inclose herewith the Biennial Report of the Superintendent of State Printing for the years 1891-92.

Also, the Biennial Report of the Board of Directors of the State Orphans' Home for the years A. D. 1891-92.

Very respectfully,
R. K. COLCORD, Governor.

Mr. Hoppin moved to adjourn.

Mr. Harris moved, as an amendment, that the House take recess until
3 P. M.

Carried.

House took recess at 12:5 P. M.

HOUSE IN SESSION.

At 3 P. M.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Langan, absent by leave.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Committee on Federal Relations have had Assembly Concurrent Resolution, relative to providing fishways or ladders in the Bruneau river, under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

S. L. McNAUGHTEN, Chairman.

Assembly Concurrent Resolution, relative to fishways in the Bruneau river, taken up out of order, read and ordered engrossed.

Mr. Pike (by leave) reported :

Mr. Speaker :

Your Committee on Ways and Means have had Assembly Bills Nos. 2 and 18 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

W. H. A. PIKE, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Norcross :

Assembly resolution relative to calling a special election to submit constitutional amendments and for the purpose of electing delegates to a constitutional convention.

By Mr. Russell (by leave):

Assembly Bill No. 31—An Act providing for copying, engrossing and enrolling in the Senate and Assembly.

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

Mr. Norcross moved the adoption of his resolution.

Resolution read, and pending discussion, Mr. Allen moved that the resolution lie upon the table.

Yeas and nays called for by Messrs. McNaughten, Norcross and Monahan.

Roll called, and resolution ordered laid on the table by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Hilp, Hoppin, Lernhart, Locklin, Logan, Melarkey, Monahan, Reynolds, Smith, Thies and Mr. Speaker—16.

NAYS—Messrs. Foulks, Griffin, Hamill, Harris, Massey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell and Wheeler—12.

By Mr. Melarkey (by leave):

Assembly Bill No. 32—An Act to authorize and direct the Treasurer of Lyon county to refund certain money paid to him by John J. Webster.

Read first time; rules suspended, read second time by title and referred to Lyon County Delegation.

Mr. McNaughten (by leave):

Assembly Bill No. 33—An Act to amend an Act entitled "An Act relating to the State University, and matters properly connected therewith," approved February 7, 1887.

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

By Mr. McNaughten :

Assembly Bill No. 34—An Act to repeal an Act entitled "An Act to increase the number of Regents of the State University," approved March 19, 1891.

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

Mr. Harris moved that Assembly Bill No. 2 be now taken up.

Carried.

On motion of Mr. Harris, the bill was considered engrossed.

Assembly Bill No. 2—An Act to repeal an Act entitled an Act supplemental to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March 9, 1865, and the acts amendatory thereof and supplementary thereto, approved March 17, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards, Russell, Smith, Thies and Wheeler—26.

NAYS—Messrs. Logan, Reynolds and Mr. Speaker—3.

Absent—Mr. Langan.

Mr. Massey moved to adjourn.

Carried.

House adjourned at 4:38 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

SEVENTEENTH DAY.

CARSON CITY (Wednesday), February 1, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Langan and Boston.

Prayer by chaplain, Rev. G. R. Bird.

Leave of absence granted Mr. Boston.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 3 and 4 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 11 under consideration, and beg leave to report the same, with the recommendation that it be amended as follows :

The words "or other," after the word "this," in line 3 of section 2 of the printed copy of said bill be stricken out.

That the final letter "s," in the word "States," in same line and section, be stricken out.

That the words "or other institutions of approved learning," after the word "States," of line 3 in said section be stricken out.

That the word "chemistry," in line 2 of section 5 be stricken out, and the word "bookkeeping" inserted in lieu thereof.

W. A. MASSEY, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your committee, consisting of the Lyon County Delegation, to whom was referred Assembly Bill No. 32, beg leave to report that we have considered the same and report favorable thereon, with the recommendation that it do pass.

D. W. MELARKEY, Chairman.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, January 31, 1893.

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 to amend an Act entitled an Act fixing the number of officers and attaches of the Legislature of the State of Nevada, and to define their duties and specify their pay," approved March 2, 1891.

Respectfully yours,
R. K. COLCORD, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, January 31, 1893. }

To the Honorable the Assembly :

I have the honor herewith to transmit for the consideration of your honorable body, Senate Joint Resolution No. 2, to the Congress of the United States, relative to paying the rebellion war claims of the State of Nevada, which passed the Senate : Yeas, 15 ; nays, none.

Also, Assembly Concurrent Resolution, relative to the employment of copying clerk for Assembly, which, on a vote by the Senate to adopt same, was lost.

Also, the report of the joint committee on constitutional amendments, consisting of A. J. McDonell on the part of the Senate, and W. H. A. Pike on the part of the House, was this day adopted.

Also, a message from his Excellency the Governor to the Senate, with a request that the Senate do forward the same to the honorable the Assembly after the Senate's consideration thereon, relative to the certificate of Governor Markham of California annexed thereto, on the question of election of United Senators by direct vote of the people.

Also, Senate Concurrent Resolution No. 3, relating to irrigation and water rights, and that Messrs. LaGrave, Keyser and Folsom were appointed a committee on behalf of the Senate.

Also, Senate Joint Resolution No. 1, relative to the construction of the Nicaragua canal, which passed the Senate: Yeas, 12 ; nays, 2.

Also, Assembly Bill No. 6—An Act granting leave of absence to Jacob Eggers, Assessor of the county of Elko, which passed the Senate : Yeas, 13 ; nays, none.

P. S. CORBETT,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Griffin (by leave) :

Assembly Bill No. 35—An Act to amend an Act to create a Board of County Commissioners in the several counties of this State, and to define their duties.

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

Mr. Manning (by leave) :

Assembly Bill No. 36—An Act granting leave of absence to H. W. Turner, Recorder of the county of Lincoln.

Read first time, rules suspended, read second time by title and referred to Lincoln county delegation.

Senate Concurrent Resolution No. 3—Relative to the appointment of a committee of three from the Senate and four from the Assembly, on irrigation and water rights.

Read and adopted.

Senate Joint Resolution No. 2—Relative to the payment of the rebellion war claims.

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

Senate Joint Resolution No. 1—Read first time, rules suspended, read second time by title and referred, with amendment offered by Mr. Thies, to Committee on Federal Relations.

MESSAGE FROM THE SENATE

Transmitting communication received by the Governor of this State from the Governor of California.

Read and referred to Committee on Elections.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 18—An Act defining certain duties of County Assessors, County Commissioners, County Clerks, County Treasurers and *ex-officio* Tax Receivers.

Mr. Massey moved to make Assembly Bill No. 18 special order for tomorrow at 3 P. M.

Mr. Folsom moved to amend so as to make the hour 2 P. M.

Carried, and bill made special order for to-morrow at 2 P. M.

Assembly Bill No. 11—An Act entitled an Act to regulate the granting of certificates to teachers in the public schools of the State of Nevada.

Read third time.

The Speaker now appointed the Joint Committee on Irrigation and Water Rights, composed of Messrs. Thies, Griffin, Lernhart and Allen.

Mr. Massey in the chair.

After discussion, the amendment (No. 1), presented by Committee on Education to Assembly Bill No. 11 was lost.

Mr. Hoppin moved that Assembly Bill No 11 lie on the table.

Mr. Pike moved to amend, that amendment No. 1, offered by committee, lie on table.

Lost.

Yeas and nays called for on the adoption of amendment No. 1 by Messrs. Foulks, Smith and Carah.

Roll called, and amendment lost by the following vote :

YEAS—Messrs. Foster, Folsom, Foulks, Griffin, Hamill, Manning, Massey, McNaughten, Norcross, Reynolds, Richards, Thies and Mr. Speaker—13.

NAYS—Messrs. Allen, Carah, Harris, Hilp, Hoppin, Locklin, Logan, Melarkey, McCarthy, Monahan, Pike, Russell, Smith and Wheeler—14.

Absent—Messrs. Boston, Langan and Lernhart—3.

Amendment No. 2 read and motion to adopt lost.

Amendment No. 3 read, and motion to adopt lost.

Amendment No. 4. Motion of Mr. Pike to lay on table, lost.

Mr. McCarthy moved to amend the proposed amendment by inserting the words "chemistry and bookkeeping."

Mr. Pike offered an amendment to the amendment, which was lost.

On motion of Mr. Massey, the amendment offered by the Committee on Education was adopted.

Mr. Russell moved that Assembly Bill No. 11, and all the amendments thereto adopted, lie upon the table.

Yeas and nays called for by Messrs. Foster, Wheeler and Massey, and the motion carried by the following vote :

YEAS—Messrs. Allen, Carah, Foulks, Griffin, Harris, Hoppin, Locklin, Logan, Melarkey, McCarthy, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith and Wheeler—18.

NAYS—Messrs. Foster, Folsom, Hamill, Hilp, Lernhart, Manning, Massey, McNaughten, Thies and Mr. Speaker—10.

Absent—Messrs. Boston and Langan—2.

Mr. Hamill moved that the House take recess until 2 P. M.

Mr. Hoppin moved to amend by making the hour 3 P. M.

Carried.

House took recess at 12:12 P. M.

HOUSE IN SESSION

At 3 P. M.

Mr. Speaker in the chair.

All present except Messrs. Boston and Langan.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

The majority of your Committee on Federal Relations beg leave to report that they have had Senate Joint Resolution No. 1 under consideration, and report favorably on the same, with the recommendation that it do pass. Also, that the accompanying resolution, amendatory thereof, was lost.
S. L. McNAUGHTEN, Chairman.

Mr. Griffin moved that the report of the Committee on Federal Relations lie upon table.

Motion withdrawn by consent of second.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 31 under consideration, and beg leave to report the same back to the House without recommendation.
J. T. WHEELER, Chairman.

Mr. Griffin moved the report lie on the table.

Carried.

Mr. Wheeler moved to take Assembly Bill No. 31, and accompanying report, from the table.

Carried.

Mr. Russell moved that Assembly Bill No. 31 be taken up out of order and be put upon its third reading and final passage.

Carried.

Mr. Hamill moved that the bill be considered engrossed.

Carried.

Assembly Bill No. 31—An Act providing for copying, engrossing and enrolling in the Senate and Assembly.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey,

McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—None.

Absent—Messrs. Boston, Langan and Melarkey—3.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 32—An Act to authorize and direct the Treasurer of Lyon county to refund certain moneys paid to him by John J. Webster.

Considered engrossed, read third time, and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. Boston and Langan—2.

Mr. Richards moved to take recess for thirty minutes.

Lost by a standing vote of 8 in the affirmative and 20 in the negative.

Mr. Harris moved as an amendment that the House now go into executive session for the purpose of electing one Enrolling Clerk, one Committee Clerk and one Porter for this House.

Carried.

HOUSE IN EXECUTIVE SESSION.

Mr. Harris nominated for Enrolling Clerk, Miss Nellie Lyons of Storey county.

Mr. Allen moved that nominations close.

Carried.

Mr. Allen moved that Miss Lyons be now elected by acclamation.

Motion carried and Miss Lyons declared elected.

Mr. Wheeler nominated Thomas Dale of Eureka county for Committee Clerk.

Mr. Pike moved that nominations close.

Carried.

Mr. Hoppin moved that Thomas Dale be declared elected Committee Clerk by acclamation.

Motion carried and Mr. Dale declared elected.

Mr. McCarthy nominated Richard Brown of Storey county for Porter of the Assembly.

Nomination withdrawn.

Mr. Reynolds nominated George Lewis of Ormsby county for Porter of the Assembly, and moved that he be elected by acclamation.

Motion carried and George Lewis declared elected.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF NEVADA,
DEPARTMENT OF STATE, OFFICE OF SECRETARY, }
CARSON CITY, February 1, 1893.

To the Honorable the Assembly :

GENTLEMEN : I hereby respectfully ask and request that I be permitted

to withdraw my message, and all those certain proposed constitutional amendments accompanying the same, and transmitted to your honorable body on the 19th day of January, A. D. 1893.

Yours truly,

O. H. GREY,

Secretary of State.

Mr. Pike moved that the Secretary of State be permitted to withdraw constitutional amendments Nos. 4 and 7, and that the Chief Clerk be directed to deliver the same to the Secretary of State.

Carried.

Mr. Harris moved to take from the table the report of the Committee on Federal Relations.

So ordered.

Senate Joint Resolution No. 2, relative to paying the rebellion war claims of the State of Nevada.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. Boston and Langan—2.

Mr. Allen moved that the House take recess until 7 p. m., and that the consideration of Senate Joint Resolution No. 1 be made the special order for that hour.

Carried.

The House took recess at 3:47 p. m.

HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the chair.

Quorum present.

Absent (by leave)—Mr. Langan.

SPECIAL ORDER.

Senate Joint Resolution No. 1, relative to the Nicaragua canal.

Mr. Massey offered a minority report from the Committee on Federal Relations.

Resolution, together with majority and minority reports from committee, read.

Mr. Wheeler moved the adoption of the majority report.

Mr. Pike moved the adoption of the minority report.

Yeas and nays called for by Messrs. Massey, Harris and McNaughten.

Roll called on adoption of minority report.

Motion lost by the following vote :

YEAS—Messrs. Foster, Foulks, Griffin, Massey, Norcross, Pike and Richards—7.

NAYS—Messrs. Allen, Boston, Carah, Folsom, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy,

McNaughten, Monahan, Reynolds, Smith, Thies, Wheeler and Mr. Speaker—21.

Absent (by leave)—Mr. Langan.

Excused from voting—Mr. Russell.

Mr. Norcross moved that consideration of the majority report of the committee be indefinitely postponed.

Lost.

Mr. Harris moved the adoption of the majority report.

Yeas and nays called for by Messrs. Folsom, McNaughten and Boston, upon adoption of majority report, and the report was adopted by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Folsom, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Smith, Thies, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Foster, Foulks, Griffin, Massey and Richards—5.

Absent—Mr. Langan.

Excused from voting—Mr. Russell.

Mr. Pike offered an amendment to the resolution.

Mr. Smith moved to lay the amendment on the table.

Lost.

Mr. Pike moved the adoption of the amendment.

Speaker *pro tem.* in the chair.

Mr. Allen moved to adjourn.

Lost.

Yeas and nays called for on the adoption of the amendment offered by Mr. Pike by Messrs. Hilp, Hamill and Smith.

Roll called and amendment adopted by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Foulks, Griffin, Hamill, Hilp, Hoppin, Massey, Melarkey, McCarthy, Norcross, Pike, Richards, Thies and Mr. Speaker—16.

NAYS—Messrs. Allen, Folsom, Harris, Lernhart, Locklin, Logan, Manning, McNaughten, Monahan, Reynolds, Smith and Wheeler—12.

Absent (by leave)—Mr. Langan.

Excused from voting—Mr. Russell.

Mr. Smith moved to adjourn.

Lost.

Roll called, and Senate Joint Resolution No. 1 passed as amended by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Griffin, Norcross, Pike, Russell and Smith—5.

Absent (by leave)—Mr. Langan.

Mr. Hamill moved to adjourn.

Carried.

House adjourned at 8:45 P. M.

Approved :

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

T. J. BELL,
Speaker of the Assembly.

EIGHTEENTH DAY.

CARSON CITY (Thursday), February 2, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent (by leave)—Mr. Langan.

Prayer by chaplain, Rev. G. R. Davis.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Claims have had Assembly Bill No. 21 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

SOL HILP, Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Joint Resolution No. 5 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker:

Your Committee on Federal Relations have had Assembly Joint Resolution No. 7 under consideration, and beg leave to report favorably on the same.

S. L. McNAUGHTEN, Chairman.

Mr. Speaker:

Your Committee on Elections have had the Governor's communication in relation to the election of United States Senators under consideration, and beg leave to report favorably on the same.

S. L. McNAUGHTEN, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Pike :

WHEREAS, It appears that certain proposed constitutional amendments, to-wit, Nos. 4 and 7, were proposed in the Assembly of the fifteenth session of the Nevada Legislature ; and

WHEREAS, It appears that the same were agreed to by a majority of all the members elected to each of the two Houses of the Senate and Assembly of said fifteenth session of said Nevada Legislature, and that said amendments were entered on the respective journals of each House,

with the yeas and nays taken thereon, and referred to the Legislature then next to be chosen; and

WHEREAS, It appears that said proposed constitutional amendments were published for three months next preceding the time of the choosing of the Legislature; and

WHEREAS, Said proposed constitutional amendments now are and remain on file in the office of the Secretary of State of the State of Nevada, and have not been certified and transmitted to this Assembly by said Secretary of State for action thereon by said Assembly preparatory to submitting the said proposed constitutional amendments to the people; now, therefore, be it

Resolved, That the Secretary of State be, and he is hereby required and directed to forthwith certify and transmit to this Assembly said proposed constitutional amendments Nos. 4 and 7.

Mr. Folsom moved the adoption of the resolution.

Motion carried and resolution adopted.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Joint Resolution No. 5, relative to fish ways or ladders in the Bruneau river.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan—1.

Assembly Bill No. 21—An Act for the relief of Jacob Eggers, Assessor of the county of Elko, on account of poll tax receipts for which he had never received the tax.

Mr. Massey moved that the bill be considered engrossed.

Carried.

Mr. Massey moved that the House resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 21.

Carried.

House resolved itself into Committee of the Whole, with Mr. Hamill in the chair.

Assembly Bill No. 21 read by sections and considered in Committee of the Whole.

Mr. Massey moved that Committee of the Whole do now arise and report the bill back to the House with the recommendation that it do pass.

Carried.

Mr. Speaker in the chair.

Assembly Bill No. 21—Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan—1.

Assembly Joint Resolution No. 7, authorizing the Governor of the State of Nevada to receive and receipt for moneys due said State from the general government of the United States on account of repayment of the direct tax.

Mr. Russell moved that the resolution be ordered engrossed.
Carried.

The Governor's communication relative to the election of United States Senators read and ordered laid on table.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Pike (by leave):

Assembly Bill No. 37—An Act licensing the sale of cigarettes.

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

Mr. Smith (by leave):

Assembly Bill No. 38—An Act to repeal an Act entitled "An Act to provide for the election of School Trustees, and matters properly connected therewith," approved March 19, 1891.

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

Mr. Norcross (by leave):

Assembly Bill No. 39—An Act in relation to public roads and highways.

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

Mr. Folsom moved to take recess until 2 P. M.

Carried.

House took recess at 11:40 A. M.

HOUSE IN SESSION.

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

SPECIAL ORDER.

Assembly Bill No. 18—An Act defining certain duties of County Assessors, County Commissioners, County Clerks, County Treasurers and *ex-officio* Tax Receivers.

Mr. Hamill moved that the rules be suspended and the bill be considered engrossed.

Carried.

Bill read third time.

Mr. Foulks moved that the bill lie upon the table temporarily.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Judiciary have had Assembly Bill No. 22 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 23, and report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 24, and recommend that it do pass, with this amendment: That in section one, line two, the words "in all cases," be stricken out.

Also, Assembly Bill No. 25, and report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 4, and recommend that it do pass.

Also, Senate Bill No. 5, and recommend that it do pass.

J. T. WHEELER, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker:

Your committee, the Lincoln county delegation, to whom was referred Senate Bill No. 9, also Assembly Bill No. 36, beg leave to report that said bills have been considered, and your committee reports favorably thereon, with the recommendation that said bills do pass.

J. J. MANNING.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 23—Taken up and read.

Mr. Massey moved that Assembly Bill No. 22 be now taken up in lieu of No. 23. Carried.

Assembly Bill No. 22—Read, amended and ordered engrossed.

Assembly Bill No. 23—Read, amended and ordered engrossed.

Assembly Bill No. 24—Read, amended and ordered engrossed.

Assembly Bill No. 25—Rules suspended, bill considered engrossed and placed on third reading and final passage.

Read third time and lost by the following vote :

YEAS—MESSRS. Boston, Carah, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Massey, McNaughten, Norcross, Thies, Wheeler and Mr. Speaker—15.

NAYS—MESSRS. Allen, Foster, Harris, Locklin, Logan, Manning, Melarkey, McCarthy, Monahan, Pike, Reynolds, Richards, Russell and Smith—14.

Absent (by leave)—Mr. Langan.

Not having received a constitutional majority, the bill was declared lost.

Senate bill No. 9—An Act to grant leave of absence to J. A. Clark, County Clerk of Lincoln county.

Read third time and passed by the following vote :

YEAS—MESSRS. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent (by leave)—Mr. Langan.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 3:45 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest: P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

NINETEENTH DAY.

CARSON CITY (Friday), February 3, 1893.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. Lungan (by leave).

Prayer by chaplain, J. W. Hyslop.

Journal of yesterday read and approved.

PRESENTATION OF PETITIONS.

Mr. Pike presented a petition from the citizens of Wadsworth, relative to the issuance of bonds by the county in favor of the town of Wadsworth, in said county, for the purpose of laying water mains and purchasing the requisite appurtenances, etc., to be used for the protection of property against fire.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly enrolled Bills Nos. 1 and 6 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Joint Resolution No. 7 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Agriculture beg leave to make the following report: We have had Assembly Bill No. 20 under consideration, and report the same with amendment and recommend that it do pass as amended.

L. ALLEN, Chairman.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 2, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return for the consideration of your honorable body, Senate Joint Resolution No. 1, which was amended by

the Assembly, and was this day not concurred in by the Senate by the following vote : Yeas, 4 ; nays, 9.

Also, Senate Bill No. 13, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Assembly Bill No. 13, which this day passed the Senate : Yeas, 13 ; nays, none.

P. S. CORBETT,
Secretary of the Senate.

• INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Griffin (by leave) :

Assembly Bill No. 40—An Act amending section 7 of an Act entitled “ An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State government of Nevada,” approved February 21, 1881.

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

By Mr. Massey :

Assembly Bill No. 41—An Act to provide for uniform examinations for teachers' certificates and other matters properly connected therewith.

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

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

Lost.

Senate Bill No. 13—An Act to amend an Act entitled 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 other matters relating thereto,” approved March 12, 1885 ; approved March 9, 1889 ; approved March 21, 1891.

Read first time, rules suspended, read second time by title and referred to Storey county delegation.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Joint Resolution No. 1—Relative to the Nicaragua canal.

Senate having refused to concur in Assembly amendment, Mr. Pike moved that the resolution be indefinitely postponed.

Lost.

Mr. Pike moved that the resolution lie upon the table.

Lost.

Mr. Pike moved that the House refuse to recede from its amendment.

Carried.

Mr. Pike moved that a conference committee, consisting of five members of the Assembly, be appointed to confer with a like committee of three from the Senate relative to the amendment to Senate Joint Resolution No. 1.

Carried.

The Chair appointed as such committee Messrs. Pike, McNaughten, Russell, Massey and Foster.

Mr. Russell rose to a question of privilege, and sent a copy of the Reno *Gazette* to the Clerk's desk containing a correspondence from Carson, from which the following extract was read : “ The Assemblymen seem to think that the people of the State are too poor to pay for honest

female labor. As evidence of such thinking they kept an amiable and industrious young lady, Miss Annie McLaughlin, writing until 2 o'clock this morning by failing to employ another coping clerk, and knowing there is more copying to do now than two of the most rapid writers in the Assembly could do in thirteen hours."

Mr. Russell stated that the Assembly had realized the necessity for more clerical help, and had, by both bills and resolutions, which had in every instance passed the Assembly by unanimous vote, endeavored to obtain such help. He therefore deemed the statement made by the *Gazette* correspondent unwarranted by the facts and deserving of the attention of the House. No further action taken.

Mr. Smith rose to a question of privilege relative to the appointment of conference committee, stating that a majority of such committee is opposed to the recent action of the Assembly on the amendment about to be referred to it.

Mr. Russell asked to be excused from conference committee.
Request granted, and Mr. Smith appointed in his stead.

Senate Bill No. 4—An Act concerning the payment in money of debts and other obligations.

Read third time.

Mr. Hamill moved previous question.

Carried.

Roll called and bill passed by the following vote :

YEAS—Messrs. Boston, Foster, Griffin, Hamill, Harris, Hoppin, Locklin, Logan, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—19.

NAYS—Messrs. Allen, Carah, Foulks, Hilp, Lernhart, Manning, McCarthy, Russell and Smith—9.

Absent—Messrs. Folsom and Langan—2.

Mr. Hoppin moved that the House take recess until 1:30 P. M.
House took recess at 12:10 P. M.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Messrs. Hamill and Foulks granted leave of absence.

Mr. Allen (by leave) offered a resolution out of order : "That when the House adjourn it adjourn until Monday."

Mr. Allen moved the adoption of the resolution.

Yeas and nays called for by Messrs. Massey, Foster and Thies.

Resolution adopted by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Folsom, Foulks, Hamill, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, Monahan, Pike, Smith and Mr. Speaker—16.

NAYS—Messrs. Foster, Griffin, Harris, Hilp, Hoppin, Massey, McNaughten, Norcross, Reynolds, Richards, Russell, Thies and Wheeler—13.

Absent—Mr. Langan.

By Mr. Hilp (by leave):

Assembly Bill No. 42—An Act for the relief of W. L. Davis.

Read first time, rules suspended, read second time by title and referred to White Pine delegation.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 20—An Act to prevent the dissemination of contagious diseases among sheep, to provide for the appointment of sheep inspectors in the several counties of this State, and to define their duties and compensation.

Amendment offered by Committee on Agriculture: Amend line 3, section 1 of printed bill by inserting after the word "thereafter," and before the words "to appoint," etc., the words "upon the petition of two or more sheep owners."

Adopted.

Ordered engrossed.

Assembly Joint Resolution No. 7—Authorizing the Governor of the State of Nevada to receive and receipt for moneys due said State from the general government of the United States on account of the payment of the direct tax.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

NAYS—None.

Absent—Mr. Langan.

Senate Bill No. 5—An Act to empower the Commissioners of Nye county to transfer surplus moneys from the Current Expense Fund and Contingent Fund into the Indigent Fund of said county.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

NAYS—None.

Absent—Mr. Langan.

Report of Committee on Engrossment (out of order):

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 24 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Assembly Bill No. 24—An Act to amend section 588 of 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 9, 1869.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Richards, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Folsom, Pike, Reynolds, Russell, Smith and Thies—6.
Absent—Mr. Langan—1.

Mr. Folsom (by leave):

An Act fixing the salaries of the Justices of the Peace in and for Carson and Empire townships.

Read first time, rules suspended, read second time by title and referred to the Ormsby County Delegation.

Mr. Pike gave notice that he would on some future day move a reconsideration of the vote by which Senate Bill No. 4 was passed.

Mr. Harris moved that Assembly Bill No. 18 be taken from the table.
Carried.

Mr. Boston moved to adjourn.
Lost.

Mr. Harris moved that Assembly Bill No. 18 be now taken up.
Carried.

Assembly Bill No. 18—An Act defining certain duties of County Assessors; County Commissioners, County Clerks, County Treasurers, and *ex-officio* Tax Receivers.

Read third time.

Mr. Boston moved to lay the bill on table.

Lost.

Mr. Boston moved to defer action upon the bill until Assembly Bill No. 17 shall have been acted upon.

Carried.

Mr. Allen rose to a point of order, that Assembly Bill No. 17 was in the hands of a committee.

Chair ruled the point of order well taken.

Assembly Bill No. 18 was then passed by the following vote:

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent (by leave)—Mr. Langan.

Excused from voting—Mr. Boston.

Mr. Allen moved to take up messages from the Governor.

Carried.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, February 3, 1893.

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 repeal an Act entitled "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 lands for reservoirs; for recording claims to water rights, and the appointment and duties of Water Commissioners," approved March 9, 1889.

Also, Assembly Bill No. 6—An Act granting leave of absence to Jacob Eggers, Assessor of the county of Elko.

Very respectfully,

R. K. COLCORD, Governor.

Mr. Reynolds moved to adjourn.

Lost.

Messrs. Pike, Allen and Harris addressed the House on questions of privilege.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 2:45 p. m.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

TWENTY-SECOND DAY.

CARSON CITY (Monday), February 6, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by chaplain, Rev. J. W. Hyslop.

Journal of Friday read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Claims have had Assembly Bill No. 14 under consideration, and beg leave to report on the same, that it be amended as follows :

Section 1. Strike out on original bill, line 7, or printed bill, line 3, "five hundred and ninety-two dollars and forty cents," and insert in lieu thereof the words "two hundred and forty-seven dollars and eighty cents."

Amend section 2 by striking out on original bill, line 5, or printed bill, line 2, "five hundred and ninety-two dollars and forty cents," and insert in lieu thereof the words "two hundred and forty-seven dollars and eighty cents."

SOL HILP, Chairman.

Mr. Speaker :

Your committee, the White Pine delegation, have had Assembly Bill No. 42 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

SOL HILP, Chairman.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly

Bill No. 17, respectfully report that they have had the same under consideration, and recommend that it do pass.

W. H. A. PIKE, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 23 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 3, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 14, which this day passed the Senate : Yeas, 11 ; nays, 2.

Also, Senate Bill No. 16, which this day passed the Senate . Yeas, 9 ; nays, 4.

P. S. CORBETT,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, February 4, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 8, which this day passed the Senate : Yeas, 11 ; nays, none.

Also, Senate Bill No. 18, which this day passed the Senate : Yeas, 9 ; nays, 2.

Also, Assembly Bill No. 9, which this day passed the Senate : Yeas, 10 ; nays, 1.

Also, Assembly Joint Resolution No. 5, which this day passed the Senate : Yeas, 11 ; nays, none.

P. S. CORBETT,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Pike, in accordance with notice, moved reconsideration of the vote whereby Senate Bill No. 4 passed the House on Friday last.

Speaker *pro tem* in the chair.

Yeas and nays called for by Messrs. Allen, Hamill and Foster.

Rolled called, and motion to reconsider carried by the following vote :

YEAS—Messrs. Allen, Carah, Folsom, Foulks, Harris, Hilp, Hoppin, Lernhart, Logan, Manning, Melarkey, McCarthy, Monahan, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Boston, Foster, Griffin, Hamill, Locklin, Massey, McNaughten and Norcross—8.

Absent—Mr. Langan.

Mr. Folsom moved that Senate Bill No. 4 be made special order for 2 o'clock Wednesday next.

Carried.

Mr. Speaker in the chair.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Harris (by leave) :

Assembly Bill No. 44—An Act to authorize the Board of County Commissioners of certain counties of the State of Nevada to cut and change the channels and courses of rivers and water ways in the said counties for the purpose of preventing damage to, and destruction of taxable property in said counties, by the overflow of water from such rivers and water ways, and other matters pertaining thereto.

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

Mr. Folsom (by leave) :

Assembly Bill No. 45—An Act authorizing the Board of Trustees of Carson City, Nevada, to contract for water supplies for sewers, fire and other municipal purposes, and to let, rent, sell, or dispose of the discharged sewerage water of said city.

Read first time, rules suspended, read second time by title and referred to Ormsby county delegation.

Mr. Folsom (by leave) :

Assembly Bill No. 46—An Act providing for the payment of a portion of the moneys collected for county licenses for the sale of liquors into the city treasury of incorporated cities within such county.

Read first time, rules suspended, read second time by title and referred to the Ormsby County Delegation.

Mr. Massey (by leave) :

Assembly Bill No. 47—An Act to amend section 3 of an Act entitled "An Act to amend sections 3, 5, and 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; further amended March 11, 1889, and further amended March 21, 1891.

Referred to author for correction.

Mr. Speaker presented miscellaneous correspondence from the Beet Sugar Association of Colorado, relative to the beet sugar industry.

Read and referred to Committee on Federal Relations.

Also, correspondence and resolution extending an invitation to the Legislature of Nevada to visit that State.

Also, resolution relative to the free coinage of silver.

Read and referred to Committee on Ways and Means.

Mr. Pike moved a recess until 1:30 P. M.

Carried.

House took recess at 12:4 P. M.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Folsom and Langan.

Mr. Reynolds asked leave of absence for Mr. Folsom.

Granted.

INTRODUCTION AND FIRST READING OF BILLS.

Assembly Bill No. 47—Read in part, rules suspended, considered read first time, rules further suspended, read second time by title and referred to Committee on Public Lands.

Senate Bill No. 8—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, rules suspended, read second time by title and referred to Committee on Judiciary.

Senate Bill No. 18—Returned to Senate for insertion of enacting clause.

Senate Bill No. 16—An Act to ascertain and express the will of the people of the State of Nevada upon the subject of election of United States Senators.

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

Senate Bill No. 14—An Act to prohibit the sale of intoxicating liquors in the State Capitol.

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

REPORTS OF COMMITTEES.

Mr. Speaker:

Your Committee on Federal Relations have had Assembly Joint Resolution No. 4 under consideration, and beg leave to report favorably on the same, with the recommendation that it pass.

Also, Assembly Joint Resolution No. 8, in relation to the election of United States Senators by direct vote of the people, beg leave to report favorably on the same.
S. L. McNAUGHTEN, Chairman.

Mr. Speaker:

Your special committee, comprising the Storey county delegation, have had under consideration Senate Bill No. 13, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. R. SMITH, Chairman.

Mr. McNaughton (by leave):

Assembly Bill No. 48—An Act to provide for copying the Journal of the Assembly for the sixteenth session of the Nevada Legislature.

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

By Mr. Massey (by leave):

Resolved by the Assembly, the Senate concurring, That the sixteenth session of the Nevada Legislature adjourn *sine die* on February 24, 1893, at 12 o'clock m.

Mr. Pike moved to amend by striking out the word “twenty-four” and inserting the word “eleven” in lieu thereof.

Mr. McCarthy moved that the whole subject matter lie upon the table.

Yeas and nays called for by Messrs. Massey, Wheeler and Allen.

Roll called, and motion and amendment to same laid on the table by the following vote:

YEAS—Messrs. Boston, Carah, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Smith and Mr. Speaker—19.

NAYS—Messrs. Allen, Foster, Hamill, Logan, Massey, Richards, Russell, Thies and Wheeler—9.

Absent—Messrs. Folsom and Langan—2.

Assembly Bill No. 23—Ordered placed at bottom of file.

Assembly Bill No. 14—Amendment recommended by Committee on Claims adopted and bill ordered engrossed.

Assembly Bill No. 17—Ordered engrossed.

Assembly Bill No. 42—An Act for the relief of W. L. Davis.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Folsom, Langan and McCarthy.

Assembly Joint Resolution No. 8—Ordered engrossed.

Assembly Concurrent Resolution No. 4—Ordered engrossed.

Senate Bill No. 13—An Act to amend an Act entitled “ 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 other matters relating thereto,” approved March 12, 1885 ; approved March 9, 1889 ; approved March 21, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Foster, Folsom and Langan—3.

Senate message taken up out of order.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 6, 1893. }

To the Honorable the Assembly :

I have the honor herewith to report for the consideration of your honorable body, that Messrs. LaGrave, Comins, Stearns, Gignoux and Williams have been appointed a Committee of Conference on the part of the Senate, in relation to Senate Joint Resolution No. 1 relating to the Nicaragua canal.

P. S. CORBETT,
Secretary of the Senate.

Mr. Pike moved that the House refuse to confer with Senate committee of equal members as reported.

Mr. Boston moved as an amendment that the House committee do confer with Senate committee as appointed.

Yeas and nays called for by Messrs. Allen, Pike and Massey.

Roll called and amendment lost by the following vote :

YEAS—Messrs. Boston, Carah, Harris, Lernhart, Locklin, Logan, Manning, Melarkey, McNaughten, Monahan, Reynolds, Russell and Smith—13.

NAYS—Messrs. Allen, Foulks, Griffin, Hamill, Hilp, Hoppin, Massey, McCarthy, Norcross, Pike, Richards, Thies, Wheeler and Mr. Speaker—14.

Absent—Messrs. Foster, Folsom and Langan—3.

Yeas and nays called for on Mr. Pike's resolution by Messrs. Boston, Harris and Allen.

Roll called and resolution lost by the following vote :

YEAS—Messrs. Allen, Foulks, Griffin, Hamill, Hilp, Hoppin, Massey, McCarthy, Norcross, Pike, Richards Thies and Mr. Speaker—13.

NAYS—Messrs. Boston, Carah, Harris, Lernhart, Locklin, Logan, Manning, Melarkey, McNaughten, Monahan, Reynolds, Russell, Smith and Wheeler—14.

Absent—Messrs. Foster Folsom and Langan—3.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 6, 1893. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 22, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Senate Bill No. 24, which this day passed the Senate : Yeas, 15 ; nays, none.

P. S. CORBETT,
Secretary of the Senate.

Senate bills taken up out of order.

Senate Bill No. 22—An Act to amend an Act entitled " An Act to provide for the management and control of the State Agricultural Society of the State," approved March 7, 1885.

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

Senate Bill No. 24—An Act to repeal an Act entitled " An Act fixing the salaries of Justices of the Peace in and for Eureka township, Eureka county, State of Nevada, and other matters relating thereto," approved March 10, 1891.

Read first time, rules suspended, read second time by title and referred to Eureka county delegation.

Mr. Pike moved to adjourn.

Carried.

House adjourned at 3:2 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

TWENTY-THIRD DAY.

CARSON CITY (Tuesday), February 7, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent by leave—Mr. Langan.

Prayer by chaplain J. W. Hyslop.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Agriculture beg leave to make the following report: That they have had Assembly Bill No. 39 under consideration and recommend its passage, with amendment.

L. ALLEN, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 22 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your select committee, consisting of Washoe delegation, have had Assembly Bill No. 28 under consideration, and beg leave to report the same to the House with amendments, and with recommendation that as amended it do pass.

W. H. A. PIKE, Chairman.

REPORT OF CONFERENCE COMMITTEE.

Mr. Speaker :

Your conference committee, appointed to take into consideration Senate Joint Resolution No. 1, beg leave to report that they have met the honorable committee from the Senate, and have by such conference agreed that the amendment made by the honorable Assembly be adopted.

W. H. A. PIKE, Chairman.

Report read and adopted.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 6, 1893.

To the Honorable the Assembly :

GENTLEMEN : Herewith I transmit the Biennial Report of the Superintendent of Public Instruction for the years 1891-92 for your examination.

Respectfully,

R. K. COLCORD, Governor.

Mr. Speaker presented a communication from the Legislature of Indiana.

Referred to Committee on Federal Relations.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Russell :

Assembly Bill No. 49—An Act to define the manner of electing County Commissioners.

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

Mr. Massey (by request) :

Assembly Bill No. 50—An Act to amend section 25 of an Act entitled "An Act relating to officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office and the mode of supplying the same, misconduct in office, and to enforce official duty," approved March 9, 1866.

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

Mr. Norcross (by request) :

Assembly Bill No. 51—An Act to amend an Act entitled "An Act defining the rights of husband and wife," approved March 10, 1873.

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

By Mr. Speaker :

Assembly Bill No. 52—An Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891.

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

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 22—An Act concerning grand juries, defining their number and prescribing the manner in which they shall be drawn.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Mr. Harris—1.

Absent—Mr. Langan.

Assembly Bill No. 23—An Act to amend section 226 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, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Mr. Harris—1.

Absent—Mr. Langan.

Assembly Bill No. 39—Taken from the table.

Amendments offered by Committee on Agriculture read.

Mr. Folsom moved to lay the bill and amendments on the table.

Carried.

Assembly Bill No. 28—Amendments read and adopted.

Bill ordered engrossed.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 7, 1893.

To the Honorable the Assembly :

GENTLEMEN : You will find herewith the report of the Adjutant General of the State for the year ending December 31, 1892.

Respectfully,

R. K. COLCORD, Governor.

Mr. Allen (by leave) :

Report of Committee on Agriculture.

Mr. Speaker :

Your Committee on Agriculture have had Assembly Bill No. 15 under consideration, and beg leave to report a substitute and recommend its passage.

L. ALLEN, Chairman.

Substitute for Assembly Bill No. 15—Presented by Committee on Agriculture. Read and adopted and bill ordered engrossed.

Substitute for Assembly Bill No. 15—An Act to amend an Act entitled "An Act to provide for the destruction of certain noxious animals," approved March 13, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. Langan and McCarthy—2.

Mr. Russell moved to take recess until 2:30 p. m.

Carried.

House took recess at 11:48 a. m.

HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Speaker presented to House a bill from Western Union Tele-

graph Company, which was referred to Committee on Contingent Expenses.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Mileage have had Assembly Bill No. 40 under consideration, and beg leave to report that they have amended the same by striking out, in section 7 of original bill, line 3, or printed bill, line 4, the word "eight," and inserting in lieu thereof the word "seven," and recommend its passage as amended.

H. HARRIS, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 20 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your committee, the Eureka County Delegation, to whom was referred Senate Bill No. 24, beg leave to report favorably on the same, with the recommendation that it do pass.

J. T. WHEELER,
M. G. FOSTER.

Mr. Speaker :

Your Committee on Ways and Means have had Senate Bill No. 22 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. H. A. PIKE, Chairman.

Mr. Harris moved the adoption of amendment to Assembly Bill No. 40, offered by Committee on Mileage.

Mr. McCarthy moved to amend the amendment by substituting the word "four" for the word "seven."

Carried.

Mr. McCarthy appointed and made the amendment.

Mr. Smith moved the whole subject matter lie upon the table.

Yeas and nays called for by Messrs. Wheeler, Richards and Allen.

Roll called, and motion lost by the following vote :

YEAS—Messrs. Boston, Carab, Folsom, Lernhart, Locklin, Manning, Melarkey, McCarthy, Monahan and Smith—10.

NAYS—Messrs. Allen, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Logan, Massey, McNaughten Norcross, Pike, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—19.

Absent—Mr. Langan.

Mr. Russell moved to amend by making the Act take effect from and after its passage.

Speaker *pro tem.* in chair.

Mr. Boston moved to amend by striking out all that portion of the bill relating to per diem of members.

Mr. McNaughten moved the bill be made a special order for February 23, 1893.

Mr. Wheeler moved to refer the bill (No. 40) to the Judiciary Committee.

Carried.

Mr. McNaughten moved that substitute for Assembly Bill No. 7 be adopted.

Carried, and substitute ordered printed.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 7, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State, Assembly Joint Resolution No. 5, referring the Legislature of the State of Idaho to the matter of providing fish ways or ladders on dams in the Bruneau river, in the State of Idaho.

Very respectfully,

R. K. COLCORD, Governor.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Folsom :

Assembly Bill No. 53—An Act to compensate George Lewis for services rendered the sixteenth session of the Nevada Assembly.

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

Mr. Smith (by leave):

Assembly Bill No. 54—An Act to repeal an Act entitled "An Act to authorize the appointment of State detectives," approved March 5, 1885.

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

By Mr. Manning (by leave):

Assembly Bill No. 55—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, rules suspended, read second time by title and referred to Committee on Ways and Means.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 20—An Act to prevent the dissemination of contagious diseases among sheep, and to provide for the appointment of sheep inspectors in the several counties of this State, and to define their duties and compensation.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Mr. Manning—1.

Absent—Mr. Langan.

Senate Bill No. 22—An Act to amend an Act entitled "An Act to provide for the management and control of the State Agricultural Society by the State," approved March 7, 1885.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.
Absent—Mr. Langan.

Senate Bill No. 24—An Act to repeal an Act entitled “An Act fixing the salary of Justice of the Peace in and for Eureka township, Eureka county, State of Nevada, and other matters relating thereto,” approved March 10, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. Griffin and Langan—2.

Mr. Norcross moved that Assembly Bill No. 39 be taken from the table. Carried.

The amendments recommended by the Committee on Agriculture were adopted and the bill ordered engrossed.

Mr. Speaker in the chair.

REPORT OF STANDING COMMITTEE.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 13 and Assembly Joint Resolution No. 5 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Hamill moved to adjourn.

Carried.

House adjourned at 4:2 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

TWENTY-FOURTH DAY.

CARSON CITY (Wednesday), February 8, 1893.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Roll called.

Absent—Messrs. Folsom and Pike.

Quorum present.

Prayer by chaplain, Rev. J. W. Hyslop.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 9 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Internal Improvements have had Assembly Bill No. 44 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. HARRIS, Chairman.

Mr. Speaker :

Your Committee on Contingent Expenses and Accounts have had Assembly Bill No. 48 under consideration, and beg leave to report the same without recommendation.

A. D. GRIFFIN, Chairman.

Mr. Speaker :

Your Committee on Public Morals have had under consideration Assembly Bill No. 37, and beg leave to make the following report: That we recommend its passage with amendment offered by the committee.

L. ALLEN, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 36 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly Bills Nos. 27 and 19, respectfully report that they have had the same under consideration, and beg leave to report a substitute therefor, with recommendation that the substitute be adopted and do pass.

W. H. A. PIKE, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your committee on rules beg leave to report the following concurrent resolution and recommend it do pass.

A. D. GRIFFIN, Chairman.

Assembly Concurrent Resolution :

Resolved by the Assembly, the Senate concurring, That the conference committees hereafter selected shall consist of a like number from each House, but said committee shall not report except upon the agreement of a majority of each committee so selected.

Resolution read and adopted.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 7, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body Assembly

Bill No. 31, amended by riders, and passed as amended by the Senate: yeas, 12; nays, 3.

Also, Senate Bill No. 25, which this day passed the Senate: yeas, 11; nays, 2.

P. S. CORBETT,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, February 8, 1893. }

To the Honorable the Assembly:

I have the honor herewith to inform your honorable body that the Senate have concurred to the Assembly amendment in Senate Joint Resolution No. 1, in reference to the construction of the Nicaragua canal.

P. S. CORBETT,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Wheeler (by leave):

Assembly Bill No. 56—An Act to provide for the collection, arrangement and display of the products of the State of Nevada at the World's Columbian Exposition of 1893, and to make an appropriation therefor.

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

By Mr. Hilp (by leave):

Assembly Bill No. 57—An Act to repeal an Act entitled "An Act to amend an Act entitled an Act to prohibit the sale of ardent spirits to Indians," approved February 25, 1885; approved February 3, 1887.

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

By Mr. Monahan (by leave):

Assembly Bill No. 58—An Act granting leave of absence to James Quirk, Sheriff and *ex-officio* Assessor of Storey county.

Read first time, rules suspended, read second time by title and referred to Storey county delegation.

By Mr. Massey (by leave):

Assembly Bill No. 59—An Act for the relief of E. P. Hardesty and J. B. Fitch on account of board and lodging furnished John Gibbons, an indigent.

Read first time, rules suspended, read second time by title and referred to Elko county delegation.

By Mr. Logan (by leave):

Assembly Bill No. 60—An Act to repeal an Act requiring the Board of Examiners to annul certain contracts between the State of Nevada and John Mullen.

Read first time, rules suspended, read second time by title and referred to committee with accompanying letter.

By Mr. Pike:

Assembly Bill No. 61—An Act governing the incorporation of banks; forms and instructions for their organization, and to govern the general business; defining the liability of shareholders and officers thereof, and

how they shall make reports, and in case of failure when and how a receiver can be appointed.

Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Committee on Corporations.

The Chair presented a letter to the House from the Secretary of the State University, inviting the members of the House to visit the State University.

Referred to Committee on State Institutions.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 44—Considered engrossed.

Assembly Bill No. 48—Considered engrossed.

Assembly Bill No. 37—Amendments offered by Committee on Public Morals adopted.

Mr. Allen arose to a point of order, that there is no question before the House.

Point of order declared well taken.

Assembly Bill No. 37—Further amended and ordered engrossed.

Substitute for Assembly Bills Nos. 19 and 27—An Act reducing and regulating the salaries and compensation of State officers.

Substitute adopted and ordered printed.

Mr. Folsom moved to make the bill a special order for Friday at 2 P. M.

Assembly Bill No. 36—An Act granting leave of absence to H. W. Turner, Recorder of the county of Lincoln.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carab, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. Langan and Manning—2.

Mr. Reynolds moved recess until 2 P. M.

Carried.

House took recess at 11:48 A. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

SPECIAL ORDER.

Senate Bill No. 4—An Act concerning the payment in money of debts and other obligations.

Read third time.

Mr. Logan moved to amend by inserting after the word "coins," in line 4, and before the word "authorized" "and other legal money."

Mr. Boston offered an amendment to the amendment.

Lost.

Mr. Griffin offered an amendment to the amendment to Senate Bill No. 4 (offered by Mr. Logan), "except treasury notes issued under Act of Congress, approved July 14, 1890."

Speaker *pro tem.* in the chair.

Mr. Allen arose to the point of order that the speaker (Mr. Massey) was not speaking to the question.

Chair ruled point of order not well taken.

Yeas and nays called for on the adoption of the amendment to the amendment offered by Mr. Griffin, by Messrs. Boston, Allen and Massey.

Roll called, and the amendment to the amendment lost by the following vote :

YEAS—Messrs. Foulks, Griffin, Norcross, Pike and Russell—5.

NAYS—Messrs. Allen, Boston, Carah, Foster, Folsom, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

Absent—Mr. Langan.

Yeas and nays called for on Logan's amendment offered to Senate Bill No. 4, by Messrs. Norcross, Griffin and Hamill.

Roll called, and amendment adopted by the following vote:

YEAS—Messrs. Allen, Carah, Foster, Folsom, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Monahan, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—22.

NAYS—Messrs. Boston, Foulks, Griffin, Melarkey, McCarthy, McNaughten and Norcross—7.

Absent—Mr. Langan.

Mr. Speaker in the chair.

Mr. Pike moved to amend section 1 by striking out the words "all stipulations in the contract notwithstanding."

Lost.

The previous question was called for by Messrs. McNaughten, Monahan and Boston.

Roll called and Senate Bill No. 4, as amended, passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Allen, Foulks, Hilp, McCarthy, Pike and Russell—6.

Absent—Mr. Langan.

Mr. Allen explained his vote.

Mr. Massey moved to adjourn.

Carried.

House adjourned at 3:47 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

TWENTY-FIFTH DAY.

CARSON CITY (Thursday), February 9, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Nine members absent.

Prayer by chaplain, Rev. J. W. Hyslop.

Mr. Hamill moved a call of the House.

Call of the House ordered.

Absent—Messrs. Allen, Harris, Hilp, Pike, Reynolds, Russell and Thies—7.

The absentees all appeared at the bar of the House and were excused.

Mr. Hamill moved that further proceedings under call of the House be dispensed with.

Carried.

The Chair, at the request of Mr. Lernhart, appointed on Committee on Irrigation Mr. Melarkey instead of Mr. Lernhart.

Journal of yesterday read, corrected and approved.

Correction of minutes: Amendment to Senate Bill No. 4, insert after the word "coins," line 4, printed bill, "gold notes or silver certificates."

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Your Committee on Education have had Assembly Bill No. 30 under consideration, and beg leave to report same without recommendation.

W. A. MASSEY, Chairman.

Mr. Speaker:

Your Committee on Judiciary have had Assembly Concurrent Resolution No. 9 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 40, and recommend that it do pass as originally introduced.

Also, Senate Bill No. 8, and recommend that it do pass.

J. T. WHEELER, Chairman.

Mr. Speaker:

Your Committee on Contingent Expenses have had Assembly Bill No. 53 under consideration, offer a substitute for the same and beg leave to report favorably, with the recommendation that it do pass.

A. D. GRIFFIN, Chairman.

Mr. Speaker:

Your Standing Committee on Engrossment beg leave to report that

they have carefully compared Assembly Bill No. 17 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker :

Your Special Committee, Ormsby Delegation, have had Assembly Bill No. 45 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. G. FOLSOM,
E. M. REYNOLDS,
H. R. LOGAN.

Mr. Speaker :

Your Special Committee, Ormsby Delegation, have had Assembly Bill No. 46 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. G. FOLSOM,
E. M. REYNOLDS,
H. R. LOGAN.

REPORT OF COMMITTEE ON RULES.

Mr. Speaker :

Your Committee on Rules beg leave to recommend that the standing rules of the House be changed as follows :

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 amend.
6. To postpone indefinitely.

The first two shall be decided without debate, and no motion to postpone to a day certain, to commit or to postpone indefinitely being decided, shall again be allowed on the same day and at the same stage of the proceedings.

The previous question shall be in this form : " Shall the main question be now put ? " and its effect, when sustained by a two-thirds vote 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.

Said committee also recommends the adoption of the following new rule : " A motion to take any matter from the table shall be debatable and shall open for discussion the entire subject matter postponed, to be taken from the table by such motion. "

A. D. GRIFFIN, Chairman.

Mr. McNaughten moved that 50 copies of the amendment to rules offered by the committee be printed.

Carried.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, February 8, 1893.

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 amend an Act entitled an Act to amend section 128 of an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved November 29, 1861; approved February 28, 1881.

I also herewith transmit the petition of one John Mullan, requesting the repeal of an Act of the Legislature of 1891, entitled "An Act requiring the Board of Examiners to annul certain contracts between the State of Nevada and John Mullan," approved March 4, 1891.

Very respectfully,

R. K. COLCORD, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 8, 1891. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 34, which passed the Senate February 8. Yeas, 14; nays, none.

Also, Assembly Bill No. 21, which passed the Senate February 8. Yeas, 14; nays, none.

Also, Senate Bill No. 21, which passed the Senate February 8. Yeas, 14; nays, 1.

Also, Senate Bill No. 26, which passed the Senate February 8. Yeas, 15; nays, none.

Also, Assembly Bill No. 24, which passed the Senate February 8. Yeas, 15; nays, none.

P. S. CORBETT,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Harris :

Assembly Bill No. 62—An Act fixing the term of office of certain county officers in the State of Nevada.

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

By Mr. Reynolds :

Assembly Bill No. 63—An Act for the preservation of wild game and for the preservation of beaver and otter within the State of Nevada, and to repeal all other Acts in relation thereto.

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

By Mr. Folsom :

Assembly Bill No. 64—An Act to provide for the completion of the walk around the State Capitol grounds in Carson City.

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

The Chair presented a communication relative to the trans-Mississippi Congress.

Read and referred to Committee on Ways and Means.

Senate Bill No. 25—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 the Deputy Sheriff therein.

Read first time, rules suspended, read second time by title and referred to Lincoln county delegation.

Senate Bill No. 34—An Act to reimburse J. Poujade for money expended for clerical assistance in the State Library while necessarily engaged in the performance of other official duties.

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

Senate Bill No. 21—Read first time, rules suspended, read second time by title and referred to Committee on Judiciary.

Senate Bill No. 26—Read first time, rules suspended, read second time by title and referred to Committee on Public Lands.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 44—An Act to authorize the Boards of County Commissioners of certain counties in the State of Nevada to cut and change the channels and courses of rivers and waterways in said counties for the purpose of preventing damage to and destruction of taxable property in said counties by the overflow of water from such rivers and water-ways, and other matters pertaining thereto.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 48—An Act to provide for the copying of the journal of the Assembly for the sixteenth session of the Nevada Legislature.

On motion of Mr. Hamill, the House resolved itself into Committee of the Whole for the consideration of Assembly Bill No. 48, with Mr. Allen in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported that it had considered Assembly Bill No. 48, and recommended its passage.

Assembly Bill No. 48—Read third time and passed by the following vote :

YEAS—MESSRS. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 31—Senate amendment read.

Motion to concur in Senate amendment lost, and bill ordered returned to Senate.

Mr. Richards moved to take recess until 2 P. M.

Carried.

House took recess at 12:3 P. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Allen and Harris.

Absent by leave—Mr. Langan.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Contingent Expenses and Accounts have had under consideration certain bills presented by the Sergeant-at-Arms of the Assembly against the State of Nevada, to-wit.:

| | | |
|-------------|--|---------|
| February 1. | To Eugene B. Rail, merchandise | \$1 85 |
| January 17. | To J. Muller, merchandise | 11 65 |
| January 17. | To Olcovich Bros., towels, etc. | 4 00 |
| January 17. | To George C. Thaxter, merchandise | 7 75 |
| February 1. | To Cagwin & Noteware, thumb tacks..... | 1 40 |
| February 1. | To Carson City Coal Gas Co., coal gas..... | 50 40 |
| February 9. | To J. Muller, parlor matches..... | 50 |
| Total..... | | \$77 55 |

Having examined the merits of the above bills, report them correct, and recommend the adoption of the accompanying resolution, providing for their payment:

Resolved, That the Controller of State be, and he is hereby authorized to draw his warrant in favor of H. P. Flannery, Sergeant-at-Arms of the Assembly, for the sum of seventy-seven dollars and fifty-five cents, the same to be paid from the Legislative Fund.

A. D. GRIFFIN, Chairman.

Report of committee read and adopted.

Mr. Speaker :

Your Committee on Public Lands have had Assembly Bill No. 47 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. RUSSELL, Chairman.

Mr. Speaker :

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

S. L. McNAUGHTEN, Chairman.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF NEVADA,
DEPARTMENT OF STATE, OFFICE OF SECRETARY, }
CARSON CITY, February 9, 1893. }

To the Honorable the Assembly :

I have the honor to transmit to your honorable body, for your further

consideration, two proposed amendments to the Constitution of the State of Nevada, passed by the Legislature of the fifteenth session.

Yours truly,

O. H. GREY,
Secretary of State.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Boston :

Assembly Bill No. 65—An Act to prohibit the manufacture, sale or wearing of hoopskirts ; to provide the manner of detection thereof upon the person of a suspect, and to provide penalties for the violation thereof.

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

Report of Special Committee (by leave) :

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker :

Your select committee, consisting of Lincoln county delegation, have had Senate Bill No. 25 under consideration, and beg leave to report unfavorably thereon, and that it do not pass.

J. J. MANNING, Chairman.

Assembly Concurrent Resolution No. 7 (of 1891), relative to amending the Constitution of Nevada.

Taken up and read first time, rules suspended, read second time by title and referred to Committee of the Whole.

Assembly Concurrent Resolution No. 4 (of 1891), relative to amending the Constitution of Nevada.

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

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 25—An Act to amend an Act entitled “ An Act fixing the salaries of the county officers of Lincoln county.”

Read third time.

Mr. Hamill moved that further action on the bill be indefinitely postponed.

Carried.

Assembly Bill No. 47—Ordered engrossed.

Senate Bill No. 16—An Act to ascertain and express the will of the people of the State of Nevada upon the subject of election of United States Senators.

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

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Langan and Reynolds—2.

Assembly Bill No. 17—An Act to amend an Act entitled “ An Act to

provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, and to repeal sections 22, 23, 25, 28 and 29 of said Act.

Read third time.

Committee of one appointed to correct error in number of section.

Committee reported correction made.

Mr. Pike moved to amend by striking out 85 cents in tax levy and substituting 90 cents.

Lost.

Roll called and bill passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Senate Bill No. 8—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, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 46—An Act providing for the payment of a portion of the moneys collected for county licenses for the sale of liquors into the city treasury of incorporated cities within such county.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Mr. Langan.

Not voting—Mr. Allen.

Assembly Bill No. 45—An Act authorizing the Board of Trustees of Carson City, Nevada, to contract for water supplies for sewers, fire and other municipal purposes, and to let, rent, sell or otherwise dispose of the discharged sewerage water of said city.

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

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 40.

Mr. Griffin moved that the bill be ordered engrossed.

Mr. Allen moved as an amendment that a committee of one be appointed to strike out "eight dollars," and substitute "seven dollars," wherever it occurs in the bill.

Moved to lay the amendment on the table.

Yeas and nays called for by Messrs. Allen, Boston and Massey.

Roll called, and amendment laid on the table by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Griffin, Hamill, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Richards, Smith, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Allen, Foulks, Harris, Hoppin, Pike, Reynolds, Russell and Thies—8.

Absent—Mr. Langan.

Mr. Smith moved to adjourn.

Lost.

Substitute for Assembly Bill No. 53—Read and adopted.

Mr. Hamill moved that the House go into Committee of the Whole for the consideration of Assembly Bill No. 53.

Carried.

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

Committee of the Whole report substitute for Assembly Bill No. 53 favorably, and recommend that it do pass.

Report adopted, bill read third time and passed :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Mr. Pike moved to adjourn.

Mr. Massey moved, as an amendment, that the House take recess until 7 P. M.

Amendment lost, and Mr. Pike's motion prevailed.

House adjourned at 4:19 P. M.

Approved :

T. J. BELL
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

TWENTY-SIXTH DAY.

CARSON CITY (Friday), February 10, 1893.

House convened at 10:30 A. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Allen, Harris, Hilp, Pike, Russell and Thies.

Prayer by chaplain, Rev. J. W. Hyslop.

Absent members on Ways and Means Committee excused.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Joint and Concurrent Resolution No. 4 with the engrossed copy thereof, and find the same correctly engrossed.
GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 41 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. A. MASSEY, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your special committee, comprising the Storey County Delegation, have had under consideration Assembly Bill No. 58, and beg leave to report favorable on the same, with the recommendation that it do pass.

GEO. R. SMITH, Chairman.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 9, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 35, which this day passed the Senate by the following vote. Yeas, 15; nays, none. Said bill relates to the payment of deficiencies in the appropriations for the years 1891 and 1892, and the claims and accounts of various parties are herewith enclosed.

Also, Senate Bill No. 11, which this day passed the Senate: Yeas, 14; nays, 1.

Also, Senate Bill No. 23, which this day passed the Senate: Yeas, 14; nays, 1.

Also, Senate Bill No. 29, which this day passed the Senate: Yeas, 15; nays, none.

Also, Senate Bill No. 37, which this day passed the Senate: Yeas, 15; nays, none.

Also, Senate Bill No. 38, which this day passed the Senate: Yeas, 12; nays, 3.

Also, Substitute for Assembly Bill No. 15, which this day passed the Senate with amendments: Yeas, 10; Nays, 4.

Also, Assembly Bill No. 42, which this day passed the Senate: Yeas, 15; nays, none.

P. S. CORBETT,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

By Mr. Massey :

Assembly Concurrent Resolution No. 11, relative to irrigation, and asking Congress for a grant of land for reclamation purposes.

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

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. McCarthy :

Assembly Bill No. 66—An Act to amend an Act entitled "An Act to consolidate certain county offices in the county of Esmeralda, State of Nevada, fix their compensation and the compensation of other officers," approved March 19, 1891.

Read first time, rules suspended, read second time by title and referred to Esmeralda delegation.

By Mr. Griffin :

Assembly Bill No. 67—An Act to promote the progress and efficiency of the public schools by providing for State Teachers' Institutes.

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

Senate Bill No. 11—An Act supplementary to 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, rules suspended, read second time by title and referred to Committee on Judiciary.

Senate Bill No. 23—An Act relating to public reports, and repealing all other Acts in relation thereto.

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

Senate Bill No 29—An Act to authorize the County Commissioners of Washoe county to issue a bond for a public park in the town of Reno, in Washoe county, Nevada.

Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Washoe delegation.

Senate Bill No. 37—An Act fixing the salaries and compensation of the officers of Elko county, and consolidating certain county offices in said county, and to repeal all other Acts in relation thereto.

Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Elko county delegation.

Senate Bill No. 38—An Act to provide for the destruction of certain noxious animals.

Rules suspended, considered read first time, rules further suspended, read second time by title and referred to Committee on Agriculture.

Senate Bill No. 35—An Act to pay the deficiencies in the appropriation for the years 1891-92.

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

Assembly Concurrent Resolution No. 9—Ordered engrossed.

Assembly Bill No. 30—Laid on the table.

Substitute for Assembly Bill No. 15—Amendments made by Senate read.

Mr. Melarkey moved that the Assembly concur in the Senate amendments.

Roll called, and Senate amendments to section 2 concurred in by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Harris, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross and Smith—17.

NAYS—Messrs. Folsom, Hamill, Hilp, Hoppin, Massey, Pike, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—12.

Absent—Mr. Langan.

Roll called, and Senate amendment striking out section 6 concurred in by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

NAYS—Messrs. Hamill, Hoppin and Reynolds—3.

Absent—Mr. Langan.

Assembly Joint and Concurrent Resolution No. 4, relative to the annexation of the Hawaiian Islands.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Wheeler—28.

NAYS—None.

Not voting—Mr. Speaker.

Absent—Mr. Langan.

Mr. Richards moved that the House take recess until 2 p. m.

Carried.

House took recess at 12 m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Melarkey, Pike and Langan.

On motion of Mr. Hamill, the special order for 2 p. m. was postponed until 2:10 p. m.

Mr. Russell (by leave) introduced Assembly Bill No. 68.

Assembly Bill No. 68—An Act to authorize the School Trustees of School District No. 1, in the county of Elko, town of Elko, State of Nevada, to issue bonds for the purpose of providing additional school buildings for said school district.

Read first time, rules suspended, read second time by title and referred to Elko County Delegation.

SPECIAL ORDER.

Assembly Substitute for Assembly Bills Nos. 19 and 27, taken up at 2:10 p. m.—An Act reducing and regulating the salaries and compensations of State officers.

Mr. Hamill moved to amend the bill by striking out on line 4, printed bill, after the words "Secretary of State," and before the word "and," the words "eighteen hundred," and inserting in lieu thereof the words "two thousand."

Yeas and nays called for by Messrs. Massey, Hamill and Allen.

Roll called and amendment adopted by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Hamill, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Richards, Russell and Smith—17.

NAYS—Messrs. Allen, Foulks, Griffin, Harris, Hilp, Hoppin, Norcross, Pike, Thies, Wheeler and Mr. Speaker—11.

Not voting—Mr. Reynolds.

Absent—Mr. Langan.

Mr. Hamill was appointed committee of one to make the amendment, and performed the duty assigned him.

Mr. Hamill moved to amend the bill by striking out in section 1, line 6, printed bill, after the word "Treasurer," the words "two thousand," and inserting instead the words "two thousand four hundred."

Yeas and nays called for by Messrs. Russell, Massey and Thies.

Roll called and amendment adopted by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Hamill, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Richards, Russell, Smith and Mr. Speaker—17.

NAYS—Messrs. Allen, Foulks, Griffin, Harris, Hilp, Hoppin, Melarkey, Norcross, Pike, Reynolds, Thies and Wheeler—12.

Absent—Mr. Langan.

Mr. Hamill was appointed a committee of one to make the amendment as adopted.

Mr. Hamill made the amendment.

Mr. Hamill moved to amend section 1, line 6, of printed bill, by striking out after the word "Controller" the words "two thousand," and inserting in lieu thereof the words "two thousand four hundred."

Mr. Pike moved to lay the amendment on the table.

Yeas and nays called for by Messrs. Russell, Allen and Smith.

Roll called and motion to lay on table lost by the following vote :

YEAS—Messrs. Allen, Foulks, Griffin, Harris, Hilp, Hoppin, Manning, Melarkey, Norcross, Pike, Reynolds, Thies and Wheeler—13.

NAYS—Messrs. Boston, Carah, Foster, Folsom, Hamill, Lernhart, Locklin, Logan, Massey, McCarthy, McNaughten, Monahan, Richards, Russell, Smith and Mr. Speaker—16.

Absent—Mr. Langan.

The question being on the adoption of the amendment offered by Mr. Hamill, the yeas and nays were called for by Messrs. Thies, Boston and Foulks.

Roll called and amendment adopted by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Hamill, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Richards, Russell and Smith—16.

NAYS—Messrs. Allen, Foulks, Griffin, Harris, Hilp, Hoppin, Melarkey, Norcross, Pike, Reynolds, Thies, Wheeler and Mr. Speaker—13.

Absent—Mr. Langan.

Mr. Hamill moved to amend section 1, line 7, by striking out after the

words "Adjutant General," the words "twelve hundred," and inserting the words "two thousand."

Mr. Wheeler moved to amend the amendment by inserting instead of the words "two thousand" the words "one thousand five hundred."

Messrs. Boston, Smith and Reynolds moved the previous question.

Lost.

Motion to adopt the amendment to the amendment lost by a standing vote of 12 in the affirmative and 16 in the negative.

Mr. Massey moved to amend the amendment by inserting the words "one thousand eight hundred" instead of the words "two thousand."

Mr. Hamill, by consent of his second accepted Mr. Massey's amendment.

Motion put, and amendment adopted by a standing vote of 16 in the affirmative.

Mr. Hamill, by instruction of the House, made the amendment.

Mr. Harris moved to adjourn.

Lost.

Mr. Smith offered a resolution to the effect that when the House does adjourn that it adjourn until Monday, February 13, at the usual hour.

Mr. Folsom moved to amend that the House adjourn until the usual hour to-morrow.

Carried.

Mr. Russell asked leave of absence for the Sergeant-at-Arms until Monday, February 13, at 10:30 A. M.

Leave granted.

Mr. Wheeler asked leave of absence until Monday.

Granted.

Mr. Harris moved to take a recess until 7 P. M.

Motion lost by a standing vote of 6 in the affirmative and 15 in the negative.

Mr. Smith asked for leave of absence until Monday next.

Granted.

Mr. Hamill granted leave of absence until Monday next.

Mr. Massey moved to take recess until 7 P. M.

Motion lost by a standing vote of 8 in the affirmative and 19 in the negative.

Mr. Pike moved to adjourn.

Carried.

House adjourned at 4:22 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

TWENTY-SEVENTH DAY.

CARSON CITY (Saturday), February 11, 1893.

House met at 10:30 A. M.

Speaker Bell in the chair.

Roll called.

Quorum Present.

Absent—Messrs. Allen, Harris, Melarkey, Pike and Russell.

Absent by leave—Mr. Wheeler.

Prayer by chaplain Rev. J. W. Hyslop.

Journal of yesterday read and approved.

Leave of absence granted Mr. Melarkey.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Elections have had Assembly Bill No. 49 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

S. L. McNAUGHTEN, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bills Nos. 14, 37, 28 and Assembly Joint Resolution No. 8 with the engrossed copies thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Bills Nos. 21 and 24 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Messrs. Russell, Harris and Pike each arose to a question of privilege, and sent up their written resignations as follows :

CARSON CITY, February 11, 1893.

Mr. Speaker :

I beg to hand in my resignation as a member of the Committee on Ways and Means.

GEO. RUSSELL.

CARSON CITY, February 11, 1893.

Mr. Speaker :

I hereby tender my resignation as a member of the Ways and Means Committee.

H. HARRIS.

CARSON CITY, February 11, 1893.

Mr. Speaker :

I hereby tender my resignation as Chairman of the Ways and Means Committee.

W. H. A. PIKE.

Mr. Massey moved that the House refuse to accept the resignations.

Carried.

MOTIONS AND RESOLUTIONS.

By Mr. Folsom :

Resolved by the Assembly, That when the Assembly adjourns to-day, February 11, 1893, that it shall adjourn over until Tuesday morning at 10:30; and, be it further

Resolved, That on Monday, February 13, 1893, the Assembly shall visit the State University and Insane Asylum at Reno.

Mr. Foulks moved that the resolution lie on the table awaiting the action of the Senate in the same matter.

Carried.

Mr. Folsom moved to reconsider the vote whereby the resolution was laid on the table.

Carried.

Mr. Harris moved to amend by making the resolution concurrent with the Senate.

Carried.

Resolution as amended read and adopted.

Mr. Griffin moved that the report of the committee on rules be taken from the table.

Carried.

Report of committee on rules, made February 9, read and amendments to rules 26 and 33 adopted. Also, new rule 86, recommended by committee at the same time, read and adopted.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Richards :

Assembly Bill No. 69—An Act to continue the right and grant conferred under and by virtue of an Act entitled "An Act to supply the town of Austin with water," approved February 16, 1864, passed at the third regular session of the Legislative Assembly of the Territory of Nevada, for fifteen years from the first day of March, 1893.

Read first time, rules suspended, read second time by title and referred to Lander county delegation.

Assembly Concurrent Resolution No. 13—Introduced by Committee on Federal Relations, with the following report :

Mr. Speaker :

Your Committee on Federal Relations have had House concurrent Resolution No. 3 from the State of Indiana under consideration, in relation to creating a cabinet officer of labor, and report favorably, and recommend that this Legislature adopt a like resolution offered herewith by this committee.

S. L. McNAUGHTEN, Chairman.

Resolution read and referred back to Committee on Federal Relations for change of title.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 58—An Act granting leave of absence to James Quirk, Sheriff and *ex-officio* Assessor of Storey county.

On motion, considered engrossed.

Bill read third time.

Mr. Folsom moved to take recess until 2 P. M.

Carried.

House took recess at 12:05 P. M.

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. 58—Read third time before recess.

Roll called and bill passed by following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Mr. Speaker—27.

Absent—Messrs. Langan, Melarkey and Wheeler—3.

Report of Standing Committee on Engrossment out of order :

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 40 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Assembly Joint Resolution No. 8—Relative to the election of United States Senator.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Mr. Speaker—27.

Absent—Langan, Melarkey and Wheeler—3.

Assembly Bill No. 28—An Act to authorize the Board of County Commissioners of Washoe county to issue bonds on the property of the town of Wadsworth in the county of Washoe, for protection against fire and matters relating thereto.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Mr. Speaker—27.

Absent—Messrs. Langan, Melarkey and Wheeler—3.

Assembly Bill No. 37—An Act licensing the sale of cigarettes.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning,

Massey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Mr. Speaker—26.

NAYS—Mr. McCarthy.

Absent—Messrs. Langan, Melarkey and Wheeler—3.

Assembly Bill No. 49—An Act to define the manner of electing County Commissioners.

Rules suspended, bill considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Russell, Smith, Thies and Mr. Speaker—21.

NAYS—Messrs. Allen, Boston, Carah, Folsom, Locklin and Richards—6.

Absent—Messrs. Langan, Melarkey and Wheeler.

Assembly Bill No. 14—An Act to appropriate and pay money to Esmeralda county on account of special election of February 11, 1889.

Referred to Committee of the Whole.

Speaker *pro tem.* in the chair.

Committee arose and reported the bill back with the recommendation that it do pass.

Mr. Folsom moved that the bill be referred to a special committee of one for correction—to insert the word “dollars” in line 6 of original bill.

Carried.

Mr. Folsom appointed and reported the duty performed.

Mr. Folsom moved the adoption of report of Committee on the Whole.

Carried.

Bill read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Mr. Speaker.—27.

Absent—Messrs. Langan, Melarkey and Wheeler—3.

Assembly Bill No. 40—An Act amending section seven of an Act entitled “An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the government of Nevada,” approved February 21, 1881.

Read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Russell, Smith, Thies and Mr. Speaker—22.

NAYS—Messrs. Manning, Reynolds and Richards—3.

Absent—Messrs. Langan, Melarkey and Wheeler—3.

Not voting—Messrs. Allen and Harris—2.

Error discovered in title.

Mr. Massey gave notice that on next legislative day he would move a reconsideration of the vote whereby Assembly Bill No. 40 was passed.

On motion of Mr. Harris, the House resolved itself into Committee of the Whole for the consideration of such matters as may come before it.

House in Committee of the Whole, with Speaker *pro tem.* in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole report having had under consideration Constitutional Amendment No. 4 (of 1891), and report favorably on the same.

Also, Senate Bill No. 35, and report favorably on the same.

Mr. Allen moved that the report of the Committee of the Whole be adopted.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 11, 1893. }

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 this day passed the Senate unanimously.

P. S. CORBETT,
Secretary of the Senate.

Senate Joint Resolution No. 5—Relative to visiting the State University and Insane Asylum.

Mr. Boston moved the adoption of the resolution.

Resolution adopted, and Messrs. Boston, Lernhart and Folsom appointed as committee on the part of the House.

Mr. Hoppin (by leave) introduced Assembly Bill No. 70—An Act to establish certain boundary lines between Humboldt and Lander counties, and between Humboldt and Elko counties.

Read first time.

Mr. Reynolds moved to adjourn.

Carried.

House adjourned at 4:28 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

THIRTIETH DAY.

CARSON CITY (Tuesday), February 14, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All present but Mr. Langan (absent by leave).

Prayer by chaplain, Rev. Henry Pearce.

Journal of Saturday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly enrolled Substitute for Assembly Bill No. 15 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly enrolled Bill No. 42 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Claims have had Senate Bill No. 34 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

SOL HILP, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 47 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Senate Bill No. 21 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. A. MASSEY, Chairman *pro tem.*

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly Bill No. 16, respectfully report that they have had the same under consideration, and recommend it be amended, and as amended it do pass.

W. H. A. PIKE, Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker :

Your select committee, the Elko county delegation, beg leave to report that they have carefully considered Assembly Bill No. 68, and recommend its passage.

GEO. RUSSELL, Chairman.

Mr. Speaker :

Your select committee, the Esmeralda county delegation, who have had substitute for Assembly Bill No. 8 under consideration, beg leave to report favorably on the same, with the recommendation that it do pass.

A. J. McCARTHY,
S. L. McNAUGHTEN.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, February 11, 1893.

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 section 588 of 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.

Also, Assembly Bill No. 21—An Act for the relief of Jacob Eggers, Assessor of Elko county, on account of poll tax receipts lost for which he had never received the tax.

Also, Assembly Bill No. 9—An Act to prohibit certain live stock from running at large upon the streets, highways, or commons of the cities and towns of the State of Nevada.

Yours respectfully,
R. K. COLCORD, Governor.

CARSON CITY, February 14, 1893.

To the Honorable the Assembly :

Herewith I transmit for your perusal the report of the proceedings of the Nevada State Board of Agriculture for the year 1892.

Yours respectfully,
R. K. COLCORD, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 11, 1893. }

To the Honorable the Assembly :

I have the honor herewith to inform your honorable body that the amendment to Senate Bill No. 4, which was adopted by the Assembly, has been this day concurred in by the Senate.

Also, second substitute for Senate Bill No. 31, which this day passed the Senate : Yeas, 12 ; nays, 2.

Also, Assembly Bill No. 31, with the information that the Senate refused to recede from its amendment to the bill, and that Messrs. Comins and LaGrave, as a committee of two, were appointed a conference committee on the part of the Senate to meet a like committee on the part of the Assembly.

P. S. CORBETT,
Secretary of the Senate.

Mr. Massey moved a reconsideration of the vote whereby Assembly Bill No. 40 was passed.

Carried.

Mr. Massey moved that a committee of one be appointed to amend title of Assembly Bill No. 40.

Carried.

Mr. Massey appointed, and reported duty performed.

On motion of Mr. Massey, Assembly Bill No. 40 was ordered engrossed.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Locklin (by leave):

Assembly Bill No. 71—An Act to provide for the admission of certain persons into the Nevada State Insane Asylum.

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

By Mr. Locklin :

Assembly Bill No. 72—An Act to amend an Act entitled "An Act for

the government and maintenance of the State Orphans' Home," approved March 1, 1873.

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

By Speaker Bell :

Assembly Bill No. 73—An Act supplemental to an Act entitled "An Act to further provide for the commitment of insane persons to the insane asylum," approved February 21, 1889.

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

Second substitute for Senate Bill No. 31—An Act to consolidate certain State offices in the State of Nevada.

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

SECOND READING OF BILLS.

Assembly Bill No. 70—An Act to establish certain boundary lines between Humboldt and Lander counties and between Humboldt and Elko counties.

Read first time, rules suspended, read second time by title and referred to Humboldt, Lander and Elko county delegations.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 35—An Act to pay the deficiencies in the appropriation for the years 1891 and 1892.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Langan, Manning and Melarkey—3.

Assembly Bill No. 47—An Act to amend section 3 of an Act entitled an Act to amend sections 3, 5 and 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 ; further amended March 11, 1889 ; further amended March 21, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—Mr. Pike.

Absent—Mr. Langan.

Not voting—Mr. Boston.

Senate Bill No. 21—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 and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill,

Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

NAVS—Messrs. Boston, Pike and Reynolds—3.

Absent—Messrs. Langan and McCarthy—2.

Senate Bill No. 34—An Act to reimburse J. Poujade for money expended for clerical help in the State Library while necessarily engaged in the performance of other official duties.

Mr. Harris moved that the bill be referred to Committee of the Whole. Bill so referred.

Mr. Hamill moved to take recess until 1:30 p. m.

Carried.

House took recess at 11:48 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Langan, absent by leave.

On motion the House went into Committee of the Whole with Speaker *pro tem.* in the chair.

HOUSE IN SESSION

Mr. Speaker in the chair.

The Committee of the Whole reports that it has had Senate Bill No. 34 under consideration, and reports favorably on the same; also Assembly Concurrent Resolution No. 7 and recommends that it be agreed to.

THIRD READING AND FINAL PASSAGE OF BILLS.

Assembly Bill No. 68—Ordered engrossed.

Substitute for Assembly Bill No. 8—Substitute adopted and ordered engrossed.

Assembly Bill No. 16.—Amendments recommended by committee read and considered.

Mr. Norcross moved that the bill be made a special order for Friday next at 2 p. m.

Lost.

Mr. Harris moved that the amendment recommended by the committee be amended by striking out the words "first day of December" and inserting "fifteenth day of October."

The amendment to the amendment was adopted and Mr. Harris appointed as committee to make the amendment.

Amendment made.

Amendment No. 1 adopted as amended.

Amendments Nos. 2, 3 and 4 adopted as recommended by committee and bill ordered re-engrossed.

Senate Bill No. 34—An Act to reimburse J. Poujade for money expended for clerical assistance in State Library while necessarily engaged in the performance of other official duties.

Read third time.

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

Yeas and nays called for by Messrs. Massey, Boston and Melarkey. Roll called, and the motion to lie upon table lost by the following vote :

YEAS—Messrs. Boston, Monahan, Pike, Smith and Thies—5.

NAYS—Messrs. Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Russell, Wheeler and Mr. Speaker—21.

Absent—Messrs. Allen, Carah, Langan and Lernhart—4.

Pending further discussion, Mr. Massey moved that the bill lie upon the table.

So ordered.

Assembly Concurrent Resolution No. 4 (of fifteenth session)—Relative to amending section 1 of Article X. of the Constitution of the State of Nevada.

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 1 of Article X. of the Constitution of the State of Nevada so as to read as follows :

Section one. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal and possessory, except unpatented mines and unpatented mining claims, the proceeds of which alone shall be taxed, and, also, excepting such property as may be exempted by law for municipal, educational, literary, scientific, religious, or charitable purposes.

Resolution read third time and agreed to by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Mr. Langan.

Not voting—Mr. Allen.

The Esmeralda delegation ask, and is granted leave to report out of order.

Mr. Speaker :

Your select committee, consisting of the Esmeralda delegation, to whom was referred Assembly Bill No. 66, beg leave to report favorably on the same, with the recommendation that it do pass.

A. J. McCARTHY,
S. L. McNAUGHTEN,

Assembly Concurrent Resolution No. 7 (of fifteenth session)—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 7, Article II. of the Constitution of the State of Nevada so as to read as follows:

Section seven. The Legislature shall provide by law for the payment of an annual poll tax of not less than two or exceeding four dollars from each male person resident in the State between the ages of twenty-one and sixty years (uncivilized American Indians excepted), one-half to be

applied for county purposes, and one-half to be applied to the School Fund in the county where said poll tax is collected, and the Legislature may, in its discretion, make such payment a condition to the right of voting.

Resolution read third time and agreed to by the following vote :

YEAS—Messrs. Boston, Foster, Folsom, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Pike, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Allen, Carah, Griffin, Norcross and Smith—5.

Absent—Messrs. Foulks and Langan—2.

Assembly Bill No. 66—Ordered engrossed.

Assembly substitute for Assembly Bills Nos. 19 and 27 read.

Mr. Smith offered an amendment so as to make the salary of the Governor \$4,000.

Mr. Massey moved to amend the amendment so as to make the Governor's salary \$3,500.

Mr. Smith accepted Mr. Massey's amendment.

Yeas and nays called for by Messrs. Boston, Russell and Massey.

Roll called and amendment rejected by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Hamill, Lernhart, Locklin, Logan, Massey, McCarthy, McNaughten, Monahan, Richards, Smith and Mr. Speaker—14.

NAYS—Messrs. Allen, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Manning, Melarkey, Norcross, Pike, Reynolds, Russell, Thies and Wheeler—15.

Absent—Mr. Langan.

Mr. Russell moved to strike out the words "two thousand" and insert the words "two thousand four hundred," relative to salary of Surveyor General.

Carried.

Thereupon Mr. Russell was appointed a committee of one, and made the amendment as ordered.

Mr. Massey moved that the bill be ordered engrossed.

Carried.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 4:14 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

THIRTY-FIRST DAY.

CARSON CITY (Wednesday), February 15, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Langan and Melarkey.

Prayer by chaplain Rev. Henry Pearce.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 35 under consideration, and beg leave to report that they have prepared a substitute therefor, and recommend that the substitute do pass.

Also, Assembly Bill No. 50, and recommend that it do pass.

Also, Senate Bill No. 11, and recommend that it do pass.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Committee on Ways and Means have had Assembly Bill No. 52 under consideration, and beg leave to report on the same without recommendation.

Also, Senate Bill No. 23, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 54, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. H. A. PIKE, Chairman.

Mr. Speaker :

Your Committee on State Institutions have had Assembly Bill No. 64 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bills Nos. 71 and 72, and beg leave to report favorably on the same, with the recommendation that they do pass.

H. HARRIS, Chairman.

Mr. Speaker :

Your Committee on Public Lands have had Assembly Concurrent Resolution No. 11 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 26, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. RUSSELL, Chairman.

Mr. Speaker :

Your Committee on Austin Water Right have had Assembly Bill No. 69 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

C. A. RICHARDS, Chairman.

Mr. Speaker :

Your committee, the Elko Delegation, have had Assembly Bill No. 59 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

R. P. HAMILL,
W. A. MASSEY,
GEO. RUSSELL.

Mr. Speaker :

Your Select Committee, appointed for the purpose of investigating State and county affairs, with a view to reducing expenses of maintaining the same, respectfully report as follows :

That, owing to the limited length of time at the disposal of your committee, they have found it impossible to investigate the affairs of county governments sufficiently to enable them to make an intelligible report on the same, and, therefore, deem it best to leave county affairs to the wisdom of the respective delegations.

Your committee has visited the several departments of State, and finds that the Governor is Chairman of nine Boards and Commissions, each of which requires more or less time to properly conduct its duties. Of these, the State Board of Assessors and Equalization entails upon the Governor from one-fourth to one-third of his labors.

In case of the repeal of the Act creating the State Board of Assessors and Equalization, the Governor's Private Secretary can perform the duties of Deputy Secretary of State in connection with his own duties, except during the session of the Legislature.

A considerable saving could be made to the State by dispensing with the office of Deputy Warden of the State Prison, and it would be conducive to a better state of affairs that the management of the State Prison be placed in the hands of the Board of State Prison Commissioners, with full power over and control of the same. The law, as it now exists, is vague and uncertain, and does not clearly define the powers and duties of either the Prison Commissioners nor of the Warden. The Captain and Lieutenant of the Guard are very essential officers in connection with the Prison management, but the salaries paid them, as well as salaries for other and sundry services in any about the Prison, are excessive for the character of the labors performed.

The law providing for the holding of military encampments should be repealed, because it is an expensive luxury and of no practical value.

No reduction of the expenses can be made in the offices of the Secretary of State, Controller, Treasurer, Attorney General, Surveyor General and Superintendent of Public Instruction and maintain the efficiency of those offices except by a reduction of the salaries of the principals or their deputies.

In view of the fact that the School Fund is realizing a very much

lower rate of interest from all of its investments other than the State bond for \$380,000, it would be advisable and beneficial to the interests of the State that the rate of interest on said bond be reduced from 5 per cent. to 3 per cent. per annum, making a saving to the State thereby of \$7,600 per year.

There are many more copies of the reports of the various State departments printed than are necessary, and much matter is printed therein of no interest and of less value. This year there were printed some 18,350 copies of the various reports, some costing as high as 30 cents apiece. It would be wise and beneficial that the various officers be required to submit their reports to a commission before being printed, and that such commission edit and prepare all reports for printing and order the number of copies printed that they may deem necessary to meet the demands.

A vast saving to the State and counties can be made by requiring the ballots, provided for by the Australian ballot law, to be printed at the State Printing Office. We are informed that the State Printing Office can do the printing of such ballots at a cost of not exceeding \$500, with an additional outlay of about \$150 for machinery. The same character of work at the last election cost this State and its counties to exceed \$5,000.

All of which is respectfully submitted, and your committee ask to be discharged.

GEO. RUSSELL,
S. L. McNAUGHTEN,
J. P. FOULKS.

On motion, 200 copies of report ordered printed.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Elections have had Assembly Bill No. 62 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, concurrent resolution from the State of Colorado under consideration, and have prepared a resolution in relation thereto.

S. L. McNAUGHTEN, Chairman.

Assembly Joint Resolution No. 14, relative to accepting invitation of the Colorado Legislature.

Read first time, rules suspended, read second time by title, considered engrossed and placed upon its third reading and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Langan, Manning and Melarkey—3.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Richards :

Assembly Bill No. 74—An Act concerning juries.

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

By Mr. Norcross :

Assembly Bill No. 75—An Act to amend an Act entitled "An Act sup-

plemental to an Act entitled an Act to provide for the maintenance and supervision of public schools," approved March 20, 1865; approved March 8, 1867; approved March 5, 1877; approved February 24, 1871; approved February 28, 1881; approved March 12, 1885; approved March 14, 1891.

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

By Committee on Ways and Means :

Assembly Bill No. 76—An Act making the Governor's Private Secretary *ex-officio* Deputy Secretary of State.

Read first time, rules suspended, read second time by title and considered engrossed.

Substitute for Assembly Bill No. 7—Adopted and considered engrossed.

By Committee on Ways and Means :

Assembly Bill No. 77—An Act amending section 4 of an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the government of Nevada," approved February 21, 1881.

Read first time, rules suspended, read second time by title and considered engrossed.

Mr. Pike moved that Assembly Bills Nos. 76 and 77 be made special order for to-morrow at 2 P. M.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 14, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 15, which this day passed the Senate :
Yeas, 11 ; nays, 3.

P. S. CORBETT,

Secretary of the Senate.

Senate Bill No. 15—An Act to amend an Act entitled 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 other matters relating thereto," approved March 12, 1885; approved March 9, 1889; approved March 21, 1891.

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

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 14, 1893.

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. 15, entitled an Act to amend an Act entitled "An Act to provide for the destruction of certain noxious animals," approved March 13, 1891.

Very respectfully,

R. K. COLCORD, Governor.

GENERAL FILE AND THIRD READING OF BILLS.

Substitute for Assembly Bill No. 35, submitted by Committee on Judiciary, adopted and ordered engrossed.

Assembly Bill No. 50—Considered engrossed and read third time.

Mr. Boston moved to take recess until 2 P. M.

Amended to take recess until 1:30 P. M.

Carried as amended.

House took recess at 12:8 P. M.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Folsom and Langan—2.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 50—An Act to amend section 35 of an Act entitled "An Act relating to officers, their qualifications, times of election, terms of office, official duties, resignations, removals, vacancies in office and mode of supplying the same, misconduct in office and to enforce official duty," approved March 9, 1866.

Roll called and bill passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Allen, Harris, Pike and Reynolds—4.

Absent—Messrs. Folsom, Langan and McCarthy—3.

Senate Bill No. 11—An Act supplementary to 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, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 54—An Act to repeal an Act entitled "An Act to authorize the appointment of State detectives," approved March 5, 1885.

On motion, considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—Mr. Hoppin—1.

Absent—Messrs. Langan and Richards—2.

Assembly Bill No. 59—An Act for the relief of E. P. Hardesty and J.

B. Fitch on account of board and lodging furnished John Gibbons, an indigent.

On motion, considered engrossed.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Concurrent Resolution No. 11, asking Congress to grant certain lands to create a reclamation fund.

On motion, considered engrossed.

Read third time and re-referred to Committee on Judiciary.

Senate Bill No. 23—An Act relating to public reports and repealing all other acts in relation thereto.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foulks, Hamill, Harris, Hilp, Lernhart, Manning, Melarkey, McNaughten, Monahan, Norcross, Pike, Russell, Smith, Thies, Wheeler and Mr. Speaker—18.

NAYS—Messrs. Boston, Foster, Folsom, Griffin, Hoppin, Locklin, Logan, Massey, McCarthy, Reynolds and Richards—11.

Absent—Mr. Langan.

Assembly Bill No. 69—An Act to continue the right and grant conferred under and by virtue of an Act entitled "An Act to supply the town of Austin with water," approved February 16, 1864, passed at the third regular session of the Legislative Assembly of the Territory of Nevada, for fifteen years from the first day of March, 1893.

On motion, considered engrossed.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Harris and Langan—2.

Senate Bill No. 26—An Act authorizing the destruction of wild, unbranded stallions found running at large on Government range lands.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Harris and Langan—2.

Assembly Bill No. 52—An Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891. On motion considered engrossed.

Read third time.

Mr. Folsom moved a call of the House.

Lost.

Mr. Harris moved the previous question.

Carried.

Roll called and Assembly Bill No. 52 passed by the following vote:
 YEAS—Messrs. Boston, Carah, Foster, Folsom, Harris, Lernhart, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Wheeler and Mr. Speaker—19.

NAYS—Messrs. Allen, Foulks, Griffin, Hamill, Hilp, Hoppin, Locklin, Pike, Smith and Thies—10.

Absent—Mr. Langan.

Mr. Norcross gave notice of motion to-morrow to reconsider the vote whereby Assembly Bill No. 52 was passed.

Mr. Pike moved to adjourn.

Mr. Massey moved to amend by taking recess to 7 o'clock.

Amendment lost.

Original motion carried.

House adjourned at 3:47 P. M.

Approved :

T. J. BELL,
 Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
 Chief Clerk of the Assembly.

THIRTY-SECOND DAY.

CARSON CITY (Thursday), February 16, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent (by leave)—Mr. Langan.

Prayer by chaplain, Rev. Henry Pearce.

A conference committee, consisting of Messrs. Russell and Smith, was appointed by the Speaker to confer with a like committee of the Senate, for the further consideration of Assembly Bill No. —.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 38 under consideration, and beg leave to report a substitute for same, with the recommendation that it do pass.

W. A. MASSEY, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 40, with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Agriculture have had Assembly Bill No. 38 under consideration, and beg leave to report on the same, without recommendation.

Also, Assembly Bill No. 63, and beg leave to report favorably on the same, with the recommendation that it do pass.

L. ALLEN, Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 15, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, substitute for Senate Bill No. 39, which passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Bill No 44, which passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Bill No. 45, which passed the Senate : Yeas, 13 ; nays, 1.

Also, Senate Bill No. 46, which passed the Senate : Yeas, 12 ; nays, 2.

Also, Assembly Bill No. 36, which passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 45, which passed the Senate : Yeas, 13 ; nays, none.

Also, Assembly Bill No. 46, which passed the Senate : Yeas, 14 ; nays, none.

Also, Substitute for Assembly Bill No. 53, which passed the Senate : Yeas, 13 ; nays, 1.

Also, Assembly Bill No. 22, which passed the Senate : Yeas, 11 ; nays, 3.

Also, Assembly Bill No. 23, which was amended by the Senate and passed as amended : Yeas, 14 ; nays, none.

P. S. CORBETT,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Massey moved to take Senate Bill No. 34 from the table.
Carried.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Richards :

Assembly Bill No. 78—An Act to regulate the fees and compensation of witnesses and jurors in Lander county.

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

Substitute for Senate Bill No. 39—An Act to amend section 14 of 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, and to add certain sections to said Act, approved March 4, 1881.

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

Senate Bill No. 44—An Act to amend an Act entitled "An Act consolidating certain county offices in Lyon county and regulating the compensation of the county officers of said county," approved March 16, 1891.

Read first time, rules suspended, read second time by title and referred to Lyon county delegation.

Senate Bill No. 45—An Act to compensate Sardis Summerfield for services rendered in the action of James D. Torreyson, Attorney General, relator, vs. O. H. Grey, Secretary of State, respondent, under employment of the Joint Committee on Constitutional Amendments.

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

Senate Bill No. 46—An Act to pay the deficiencies in the State Agricultural Society for improvements made on the building and grounds during the years 1891 and 1892.

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

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 71—An Act to provide for the admission of certain persons into the Nevada State Insane Asylum.

On motion, considered engrossed.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Boston, Folsom, Hamill and Langan—4.

Assembly Bill No. 72—An Act to amend an Act entitled “An Act for the government and maintenance of the State Orphans’ Home,” approved March 1, 1873.

On motion, considered engrossed.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Folsom and Langan—2.

Assembly Bill No. 62—An Act fixing the term of office of certain county officers in the State of Nevada.

On motion considered engrossed.

Read third time and lost by the following vote :

YEAS—Messrs. Harris, McNaughten, Norcross, Russell and Thies—5.

NAYS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, Monahan, Pike, Reynolds, Richards, Smith, Wheeler and Mr. Speaker—24.

Absent—Mr. Langan.

Assembly Bill No. 64—Ordered engrossed.

Substitute for Assembly Bill No. 7—An Act to provide for the compensation of witnesses in criminal cases in courts of record of this State.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey,

McCarthy, McNaughten, Monahan, Norcross, Richards, Russell, Smith, Wheeler and Mr. Speaker—24.

YAYS—Messrs. Boston, Foster, Pike, Reynolds and Thies—5.

Absent—Mr. Langan.

On motion, House took a recess until 1:30 p. m.

House recessed at 11:55 a. m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Carah, Hamill and Langan—3.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Allen in the chair.

Mr. Norcross (out of order) moved reconsideration of the vote whereby Assembly Bill No. 52 passed the House.

Yeas and nays called for on reconsideration by Messrs. Bell, Folsom and Manning.

Roll called and motion carried by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Locklin, Manning, Melarkey, McCarthy, Norcross, Pike, Reynolds, Richards, Smith and Thies—21.

NAYS—Messrs. Lernhart, Logan, McNaughten, Monahan, Russell, Wheeler and Mr. Speaker—7.

Absent—Messrs. Langan and Massey—2.

Mr. Norcross moved that a committee of one be appointed to amend Assembly Bill No. 52 by inserting after the word "herded," where it occurs in the bill, the word "fed."

Mr. Pike moved that the bill be made special order for to-morrow at 2 p. m.

Yeas and nays called for by Messrs. Massey, Richards and Hamill, and the motion to make Assembly Bill No. 52 a special order for to-morrow was lost by the following vote :

YEAS—Messrs. Boston, Carah, Griffin, Hamill and Pike—5.

NAYS—Messrs. Allen, Foster, Folsom, Foulks, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

Absent—Mr. Langan.

Mr. Norcross' amendment lost.

Assembly Bill No. 52—Read third time and lost by the following vote:

YEAS—Messrs. Folsom, Lernhart, Logan, Massey, McCarthy, McNaughten, Monahan, Reynolds, Russell, Smith, Wheeler and Mr. Speaker—12.

NAYS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Hilp, Hoppin, Locklin, Manning, Melarkey, Norcross, Pike, Richards and Thies—16.

Absent—Messrs. Harris and Langan—2.

Senate Bill No. 34—On motion of Mr. Massey, the bill was made a special order for 3 p. m.

On motion of Mr. Boston, the House resolved itself into Committee of the Whole for the consideration of Assembly Bills Nos. 76 and 77, with Mr. Allen in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported having had under consideration Assembly Bill No. 76, and report it back with the recommendation that it do not pass.

Also, Assembly Bill No. 77, and recommend that it do pass.

Mr. Massey moved the adoption of the report.

Carried.

Assembly Bill No. 76, on motion of Mr. Allen, was laid on the table.

Assembly Bill No. 77—An Act amending section 4 of an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the government of Nevada," approved February 21, 1881.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Manning, Massey, Melarkey, Norcross, Pike, Reynolds, Russell, Smith, Thies and Wheeler—19.

NAYS—Messrs. Foster, Folsom, Hamill, Locklin, Logan, McCarthy, McNaughten, Monahan, Richards and Mr. Speaker—10.

Absent—Mr. Langan.

Mr. Pike moved that the House resolve itself into Committee of the Whole for the consideration of substitute for Senate Bill No. 31.

Carried.

House in Committee of the Whole, with Mr. Massey in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole report second substitute for Senate Bill No. 31 back to the House with recommendation that it do pass.

Assembly Bill No. 38—On motion of Mr. Boston, substitute was adopted and ordered printed.

Second substitute for Senate Bill No. 31—An Act to consolidate certain State offices in the State of Nevada.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Smith, Thies, Wheeler and Mr. Speaker—22.

NAYS—Messrs. Boston, Folsom, Logan, Monahan, Reynolds, Richards and Russell—7.

Absent—Mr. Langan.

Mr. Folsom moved that the Lieutenant Governor be invited by a committee of one to attend the House at 3 P. M.

Carried.

Mr. Folsom appointed and reported duty performed.

Mr. McNaughten moved to take up substitute for Assembly Bill No. 8. Carried.

Assembly Bill No. 79—An Act to authorize the County Commissioners of Washoe county to issue bonds for the purpose of paying the outstanding indebtedness of the General Road Fund of said county, and of improving the roads therein, and to provide funds for the payment of said bonds.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Washoe county delegation.

Mr. Russell moved to take up Assembly Bill No. 68 out of order. Carried.

Assembly Bill No. 80—An Act fixing the salaries of county officers in Eureka county, and consolidating certain offices therein.

On motion, reading had considered first reading, rules suspended, second time by title and referred to Eureka County Delegation.

On motion of Mr. Allen, the special order was taken up.

On motion of Mr. Massey, the House resolved itself into Committee of the Whole for the consideration of Senate Bill No. 34.

HOUSE IN SESSION.

Committee arose and reported the bill back to the House, with the recommendation that it do pass.

Mr. Speaker in the chair.

Senate Bill No. 34—An Act to reimburse J. Poujade for money expended for clerical assistance in State Library while necessarily engaged in the performance of other official duties.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—26.

NAYS—Messrs. Boston, Pike and Smith—3.

Absent—Mr. Langan.

Mr. Massey (by leave) offered the following resolution :

Resolved, That rule 1 of the House be so changed as to read as follows :
"The House shall meet each day at 10 A. M."

Adopted.

Assembly Bill No. 40—An Act amending section 7 of an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State government of Nevada," approved February 21, 1881.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Mr. Langan.

Not voting—Mr. Reynolds.

Senate Bill No. 38—An Act to provide for the destruction of certain noxious animals.

Read third time.

Mr. Allen moved to amend the bill by inserting the word "head," instead of "ears," where it occurs in the bill.

Carried.

Mr. Allen appointed, and reported duty performed.

On motion, amendment adopted.

Mr. Allen moved the bill do lie on the table.

Lost.

Mr. Russell moved that a committee of one be appointed to amend by striking out the word "fifty" and insert the word "twenty-five."

Carried.

Mr. Russell appointed, and reported duty performed.

Roll called, and Senate Bill No. 38, as amended, was lost by the following vote :

YEAS—Messrs. Foulks, Griffin, Massey, McNaughten, Norcross, Pike, Richards, Russell, Smith and Wheeler—10.

NAYS—Messrs. Allen, Boston, Carah, Foster, Folsom, Hamill, Harris, Hoppin, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, Monahan, Reynolds, Thies and Mr. Speaker—18.

Absent—Messrs. Hilp and Langan—2.

Mr. Folsom moved to adjourn.

Lost.

Mr. Allen moved to amend by taking a recess until 7 P. M.

Lost.

Assembly Bill No. 63—An Act for the preservation of wild game, and for the preservation of beaver and otter within the State of Nevada, and to repeal all other Acts in relation thereto.

On motion, considered engrossed and read third time.

Mr. Hoppin moved the appointment of a committee of one to amend bill so as to read "fifteenth of August," instead of "fifteenth of September."

Lost.

Mr. Hamill moved to adjourn.

Carried.

House adjourned at 4:23 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

THIRTY-THIRD DAY.

CARSON CITY (Friday), February 17, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All present except Messrs. Pike and Langan (absent by leave).

Prayer by chaplain, Rev. Henry Pearce.

Journal of yesterday read and approved.

PRESENTATION OF PETITIONS.

By Mr. Norcross, relative to women suffrage—Laid on the table under the rules.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Printing have had substitute for Senate Bill No. 39 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

A. J. McCARTHY, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 75 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. A. MASSEY, Chairman.

Mr. Speaker :

Your Committee on Agriculture have had Assembly Bill No. 15 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

L. ALLEN, Chairman.

Mr. Speaker :

Your Committee on Public Morals have had Assembly Bill No. 55 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

L. ALLEN, Chairman.

Mr. Speaker :

Your Committee on Engrossment have had Assembly Bill No. 39 under consideration, and beg leave to report that they have carefully compared the original with the engrossed copy, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee, the Washoe Delegation, have had Senate Bill No. 29

under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

A. D. GRIFFIN,
W. H. A. PIKE,
C. A. NORCROSS,
J. P. FOULKES.

Mr. Speaker :

Your Committee on Contingent Expenses and Accounts have had under consideration certain bills presented by the Sergeant-at-Arms of the Assembly against the State of Nevada, to-wit :

| | |
|--|---------|
| February 9th, Jas. Hearty, to labor on Assembly chamber..... | \$15 00 |
| January 20th, Postoffice box 609..... | 1 25 |
| Total..... | \$16 25 |

Having examined the merits of the above bills, report them correct, and recommend the adoption of the accompanying resolution providing for their payment :

Resolved, That the Controller of State be and is hereby authorized to draw his warrant in favor of H. P. Flannery, Sergeant-at-Arms of the Assembly, for the sum of \$16 25, the same to be paid from the Legislative Fund.

A. D. GRIFFIN, Chairman.

Mr. Speaker :

Your special committee, the Lyon county delegation, have had Senate Bill No. 44 under consideration, relating to the consolidation and compensation of county officers of Lyon county, and report the same favorably, with the recommendation that it do pass.

S. G. BOSTON,
D. W. MELARKEY.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, February 16, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 42, entitled an Act for the relief of W. L. Davis.

Also, send for your examination and consideration the annual report of the Nevada State Weather Service, in co-operation with the United States Department of Agriculture Weather Bureau, for the year ending December 31, 1892.

Respectfully yours,
R. K. COLCORD, Governor.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF NEVADA,
DEPARTMENT OF STATE, OFFICE OF THE SECRETARY, }
CARSON CITY, February 16, 1893.

To the Honorable the Assembly :

I have the honor to transmit to your honorable body a communication from the Speaker of the House of Representatives of the State of

Colorado responsive to a gratulatory concurrent resolution passed by the Legislature of the State of Nevada. Very respectfully,

O. H. GREY,
Secretary of State.

STATE OF COLORADO,
HOUSE OF REPRESENTATIVES,
DENVER, Colorado, February 11, 1893. }

Hon. O. H. Grey, Secretary of State, Carson City, Nevada :

MY DEAR SIR : The concurrent resolution relative to the interests of Nevada and her silver product has been received and laid before the Colorado House of Representatives. It is our belief in this State that the interests of the West, regardless of State or party lines, are identical on this subject.

I can assure you there is no danger of the election of any man from Colorado to the United States Senate who is not the honest and earnest friend of the free and unlimited coinage of silver, for the very reason that it would be impossible to find such an individual within this State.

Very truly yours,

E. M. AMMONS,
Speaker of the House of Representatives.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 16, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Assembly Joint Resolution No. 7, which was amended by the Senate, and passed as amended : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 37, which this day passed the Senate : Yeas, 13 ; nays, 1.

Also, Assembly Bill No. 49, which this day passed the Senate : Yeas, 13 ; nays, 1.

Also, Assembly Bill No. 58, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Assembly Bill No. 2, which this day passed the Senate : Yeas, 9 ; nays, 6.

Also, Assembly Bill No. 20, which this day passed the Senate : Yeas, 13 ; nays, 1.

Also, Assembly Bill No. 28, which this day passed the Senate : Yeas, 14 ; nays, none.

P. S. CORBETT,
Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Hoppin (by leave):

Assembly Bill No. 81—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891.

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

By Mr. McNaughten (by leave):

Assembly Bill No. 82—An Act to repeal an Act entitled “An Act relative to military affairs in this State,” approved March 19, 1891.

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

By Mr. Reynolds (by leave):

Assembly Bill No. 83—An Act authorizing the School Trustees of School District No. 1, in Ormsby county, to issue bonds for school purposes.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Ormsby county delegation.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 63—An Act for the preservation of wild game, and for the preservation of beaver and otter within the State of Nevada, and to repeal all other Acts in relation thereto.

Read third time (yesterday).

Roll called, and bill passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 23—An Act to amend section 226 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.

Amendment of the Senate to Assembly Bill No. 23 concurred in by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Senate Bill No. 15—An Act to prevent trespass upon real estate by live stock; fixing damages therefor, and other matters relating thereto, and to repeal an Act entitled “An Act to prevent trespass upon real estate by live stock, and other matters relating thereto,” approved March 15, 1889.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Hamill, Harris, Hilp, Lernhart, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Pike, Reynolds, Richards, Russell, Smith and Mr. Speaker—22.

NAYS—Messrs. Griffin, Hoppin, Norcross, Thies and Wheeler—5.

Absent—Messrs. Langan, Locklin and Manning—3.

Assembly Bill No. 55—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.

On motion, considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Hamill, Harris, Hilp, Hoppin, Lernhart, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Griffin, Norcross and Pike—3.

Absent—Messrs. Foulks, Langan, Locklin and Monahan—4.

Substitute for Senate Bill No. 39—An Act to amend section 14 of 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, and to add certain sections to said Act, approved March 4, 1881.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. Foulks and Langan—2.

Assembly Bill No. 39—On motion, referred to Washoe county delegation.

Assembly Bill No. 75—Ordered engrossed.

Mr. Smith moved a call of the House.

Carried.

Absent—Messrs. Allen, Boston and Hamill.

Mr. Pike moved further call be dispensed with.

Carried.

Assembly Joint Resolution No. 7—Read third time.

Mr. Russell moved that the House concur in amendments made by the Senate.

Motion carried by the following vote :

YEAS—Messrs. Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

NAYS—Mr. Boston.

Absent—Messrs. Allen, Foster and Langan—3.

Speaker *pro tem.* in the chair.

Assembly Joint Resolution No. 7—On motion, ordered to take regular course, *i. e.* : enrollment.

Senate Bill No. 44—An Act to amend an Act entitled “An Act consolidating certain county offices in Lyon county, and regulating the compensation of the county officers of said county,” approved March 16, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey,

Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Hamill and Langan—2.

Mr. Richards moved to take recess until 2 p. m.

Carried.

House took recess at 12 m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

The Speaker presented the following communication :

STATE OF WASHINGTON,
HOUSE OF REPRESENTATIVES,
OLYMPIA, February 13, 1893. }

Hon. Chairman of Committee on Roads, House of Representatives, Carson City, Nevada :

DEAR SIR—Inclosed please find a memorial to Congress on the subject of good roads. If agreeable to your views, please have a similar memorial passed by the Nevada Legislature. Please let me hear from you.

Yours faithfully,

EDMOND S. MEANY.

Memorial accompanying the same was referred to Committee on Federal Relations.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 36, 46, 45, 23 and substitute for Assembly Bill No. 53 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 29—An Act to authorize the County Commissioners of Washoe county to issue a bond for a public park in the town of Reno, in Washoe county, Nevada.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that

they have carefully compared Assembly Bills Nos. 16 and 8 with the engrossed copies thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Senate Bill No. 46, respectfully report that they have had the same under consideration, and report favorably on the same, with the recommendation that it do pass.

W. H. A. PIKE, Chairman.

Mr. Speaker :

Your special committee, to whom was referred Assembly Bill No. 80, beg leave to report favorably on the same, with the recommendation that it do pass.

J. T. WHEELER,
M. G. FOSTER.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Concurrent Resolution No. 11 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass as originally introduced.

Also, Assembly Bill No. 51, and recommend that it do pass.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Committee on State Institutions have had Assembly Bill No. 73 under consideration, and beg leave to report the same back without recommendation,

H. HARRIS, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill, No. 16—An Act to amend sections two and four of an Act entitled an Act amendatory of and supplementary to an Act entitled "An Act to provide for the preservation of fish in the waters of this State, approved March 5, 1877," and to repeal section nine of said Act, approved March 19, 1891.

Read third time.

Mr. Pike moved that a committee of one be appointed to amend that the word "January" be stricken out where it occurs in section 1 of the bill, and the word "February" inserted therein.

Mr. Norcross moved that the House go into Committee of the Whole for the purpose of hearing the State Fish Commissioner upon Assembly Bill No. 16.

Carried.

House in Committee of the Whole.

Mr. Hamill in the chair.

HOUSE IN SESSION.

Speaker *pro tem.* in the chair.

Amendment offered by Mr. Pike lost by standing vote of 10 in the affirmative and 16 in the negative.

Mr. Harris moved that a committee of one be appointed to change dates to conform to the provisions of the bill.

Carried.

Mr. Harris appointed and reported duty performed.

Roll called and Assembly Bill No. 16 passed by the following vote :
 YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Hamill, Harris, Hilp, Hoppin, Locklin, Manning, Massey, Melarkey, Monahan, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Folsom, Griffin, Logan, McCarthy, McNaughten, Norcross and Reynolds—7.

Absent—Messrs. Langan and Lernhart—2.

Mr. Norcross moved to reconsider vote whereby Assembly Bill No. 75 was ordered engrossed.

Carried.

Mr. Norcross moved that a committee of one be appointed to amend the title of Assembly Bill No. 75.

Carried.

Mr. Norcross appointed and reported duty performed.

Report adopted.

Mr. Hamill asked leave of absence for Committee on Corporations.
 Granted.

Assembly Bill No. 75—Ordered engrossed.

Mr. Smith (by leave) introduced bill without previous notice.

GENERAL FILE AND THIRD READING OF BILLS.

Substitute for Assembly Bill No. 8—An Act to fund the bonded indebtedness of Esmeralda county, State of Nevada.

Mr. Speaker in the chair.

Substitute for Assembly Bill No. 8—Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Hamill and Langan—2.

Mr. Wheeler moved to take recess until 7 P. M.

Lost.

Mr. Boston moved to adjourn.

Lost.

Assembly Concurrent Resolution No. 11—Asking Congress to grant certain lands to create a reclamation fund.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Folsom, Foulks, Griffin, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

NAYS—None.

Absent—Messrs. Boston, Foster, Hamill, Harris, Hilp, Langan and Melarkey—7.

Mr. Reynolds moved to adjourn.

Lost.

Mr. Massey moved that House meet at 8 A. M. to-morrow.

Mr. Reynolds arose to point of order that notice of change of rule requires one day's notice.

Chair ruled point well taken.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 4:19 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of Assembly.

THIRTY-FOURTH DAY.

CARSON CITY (Saturday), February 18, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All present but Mr. Langan (absent by leave).

Prayer by chaplain, Rev. Henry Pearce.

Journal of yesterday read and approved.

PRESENTATION OF PETITIONS.

By Mr. Norcross :

Resolution and petition relative to woman suffrage.

Mr. Boston moved that the reading of the names on the petition be dispensed with.

Carried and resolution referred to Committee on Elections.

By Mr. Folsom :

Relative to annexing a portion of Washoe county to Ormsby county.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 68 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker :

Your committee, consisting of the Washoe county delegation, have had Assembly Bill No. 79 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. H. A. PIKE,
A. D. GRIFFIN,
C. A. NORCROSS,
J. P. FOULKES.

Mr. Speaker :

Your committee, consisting of the Washoe county delegation, have had

Assembly Bill No. 39 under consideration, and beg leave to report the following amendments to the same :

Amend by inserting after the word "State" and before the word "shall," in line 1 of section 1, the words "which at the general election in November, eighteen hundred and ninety-two, cast not less than sixteen hundred votes and not more than two thousand votes."

Amend by striking out the word "immediately" in line 11 of engrossed copy and inserting in lieu thereof "upon the first day of January."

J. P. FOULKES,
A. D. GRIFFIN,
W. H. A. PIKE,
C. A. NORCROSS.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 17, 1893.

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. 53, entitled "An Act to compensate G. Lewis for services rendered the fifteenth session of the Nevada Assembly."

Also, Assembly Bill No. 36, entitled "An Act granting leave of absence to H. W. Turner, Recorder of Lincoln county."

Also, Assembly Bill No. 45, entitled "An Act authorizing the Board of Trustees of Carson City, Nevada, to contract for water supplies for sewers, fire and other municipal purposes, and to let, rent, sell, or dispose of the discharged sewerage water of said city."

Also, Assembly Bill No. 46, entitled "An Act providing for the payment of a portion of the moneys collected for county licenses for the sale of liquors into the city treasury of incorporated cities within such county."

Yours respectfully,

R. K. COLCORD, Governor.

INTRODUCTION AND FIRST READING OF BILLS.

Communication offered by Mr. Pike out of order, read.

Assembly Bill No. 85—An Act to provide revenue for the support of the government of the State of Nevada.

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

Assembly Bill No. 86—An Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain other Acts relating thereto," approved March 23, 1891.

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

Assembly Bill No. 87—An Act consolidating certain offices in Washoe county.

Read first time, rules suspended, read second time by title and referred to Washoe county delegation.

Assembly Bill No. 88—An Act for the better protection of estates of deceased persons.

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

Assembly Bill No. 89—An Act detaching a portion of Washoe county, Nevada, and annexing the same to Ormsby county, Nevada.

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

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 18, 1893.

To the Honorable the Assembly :

I herewith transmit the State Mining Laboratory report for the years 1891 and 1892, and ask your careful consideration of same.

Very respectfully,

R. K. COLCORD, Governor.

Assembly Bill No. 90—An Act to amend sections 217 and 227 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, rules suspended, read second time by title and referred to Committee on Judiciary.

Assembly Bill No. 91—An Act relating to certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock and providing for the recording thereof.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Corporations.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 51—Considered engrossed. Read third time.

Mr. Bell moved that the bill be referred back to Judiciary Committee for amendment.

So referred.

Mr. Hamill moved to take recess until 1:30 P. M.

Lost.

Mr. Smith moved to amend to take recess until 2 P. M.

Carried.

House took recess at 12:7 P. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Assembly Bill No. 51—Re-referred to Committee on Judiciary.

On motion of Mr. Allen, the House resolved itself into Committee of the Whole for the consideration of Senate Bill No. 45.

Mr. Hamill in the chair.

On motion of Mr. Folsom, the Committee of the Whole arose and reported Senate Bill No. 45 back to the House favorably.

Mr. Speaker in the chair.

Report of the Committee of the Whole adopted.

Senate Bill No. 45—An Act to compensate Sardis Summerfield for services rendered in the action of James D. Torreyson, Attorney General, relator, vs. O. H. Grey, Secretary of State, respondent, under employment of the Joint Committee on Constitutional Amendments.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Boston, Foster, Langan and Manning—4.

Mr. Harris moved that Senate Bill No. 46 be re-referred to Committee of the Whole.

Carried.

Mr. Folsom moved that the House resolve itself into Committee of the Whole for the consideration of Senate Bill No. 46.

Carried.

Mr. Massey in the chair.

Mr. Hamill moved that Committee of the Whole do now arise and report the bill back to the House, with the recommendation that it do pass.

Carried.

Mr. Speaker in the chair.

Senate Bill No. 46—An Act to pay deficiencies in the State Agricultural Society for improvements made in the buildings and grounds during the years 1891 and 1892.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—None.

Absent—Messrs. Langan, Manning and McCarthy—3.

Assembly Bill No. 84 (taken up out of order)—An Act to amend section 13 of an Act entitled "An Act concerning the Secretary of State."

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

Assembly Bill No. 80—Ordered engrossed.

Assembly Bill No. 73—An Act supplemental to an Act entitled "An Act to further provide for the commitment of insane persons to the Insane Asylum," approved February 21, 1889.

Bill considered engrossed and read third time.

Speaker *pro tem* in the chair.

Mr. Boston moved that a committee of one be appointed to amend section 2 of Assembly Bill No. 73.

Lost.

Assembly Bill No. 73—Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—22.

NAYS—Messrs. Boston, Folsom, Harris, Melarkey and Pike—5.

Absent—Messrs. Langan, Manning and McCarthy—3.

Assembly Bill No. 68—An Act to authorize the School Trustees of School District No. 1, in the county of Elko, town of Elko, State of Nevada, to issue bonds for the purpose of providing additional school buildings for said school district.

Read third time.

Mr. Folsom moved that a committee of one be appointed to amend the bill by striking out the words "gold coin," where they occur in the bill, and the words "lawful money of the United States" be inserted therein.

Amendment withdrawn.

Mr. Russell moved that a committee of one be appointed to insert the words "be paid."

Mr. Russell appointed and reported duty performed.

Assembly Bill No. 68—Roll called and bill passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Wheeler—26.

NAYS—Mr. Logan and Mr. Speaker—2.

Absent—Messrs. Langan and Manning—2.

Assembly Bill No. 79—An Act to authorize the County Commissioners of Washoe county to issue bonds for the purpose of paying the outstanding indebtedness of the General Road Fund of said county, and to provide a fund for the payment of said bonds.

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

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Boston, Langan, Manning, McCarthy and Pike—5.

Mr. Speaker in the chair.

Mr. Russell from Conference Committee on Assembly Bill No. 31 reported that the committee had failed to agree.

Assembly Bill No. 39—On motion, first amendment recommended by Washoe delegation was adopted.

Mr. Norcross moved to reconsider the vote whereby the amendment was adopted.

Motion laid upon the table.

On motion, second amendment recommended by Washoe delegation was adopted and the bill ordered engrossed.

Mr. Harris moved the appointment of a Committee of Free Conference

to meet a like committee from the Senate to consider Assembly Bill No. 31.
Carried.

The Chair appointed Messrs. Harris, Boston, Russell, Richards and Logan as Committee of Free Conference.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 60 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 78, and report a committee substitute therefor, with the recommendation that it do pass.

Also, Assembly Bill No. 57, and recommend that it do pass.

Also, Assembly Bill No. 34, and report without recommendation.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Committee on Counties and County Boundaries have had Assembly Bill No. 89 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass if it be the wish of the taxpayers of both counties.

C. A. RICHARDS,

J. J. MANNING,

D. W. MELARKEY.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly enrolled Bills Nos. 58, 28, 22, 2, and Assembly Joint Resolution No. 7 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Smith moved a committee of one to insert enacting clause in Assembly Bill No. 84.

Mr. Smith appointed and reported duty performed.

Mr. Foster moved to take recess until 7 P. M.

Lost.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 4:09 P. M.

Approved:

T. J. BELL,
Speaker of the Assembly.

Attest: P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

THIRTY-SIXTH DAY.

CARSON CITY (Monday), February 20, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

All present but Mr. Langan (absent by leave).

Prayer by chaplain, Father P. J. Kline.

Journal of Saturday read and approved.

PRESENTATION OF PETITIONS.

By Mr. Folsom, relative to annexation of the southern portion of Washoe county to Ormsby county.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bills Nos. 41, 66, 80 and Assembly Substitute for Assembly Bills Nos. 19 and 27, and Assembly Concurrent Resolution relative to amending Constitution of the State of Nevada with the engrossed copies thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, February 18, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Joint Resolution No. 7, authorizing the Governor of the State of Nevada to receive and receipt for moneys due said State from the general government of the United States on account of the repayment of the direct tax.

Very respectfully,

R. K. COLCORD, Governor.

CARSON CITY, February 20, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 22, entitled "An Act concerning Grand Juries, defining their number, and prescribing the manner in which they shall be drawn."

Also, Assembly Bill No. 28, entitled "An Act to authorize the Board

of County Commissioners of Washoe county to issue bonds on the property of the town of Wadsworth, in said county, for protection against fire, and matters relating thereto."

Also, Assembly Bill No. 58, entitled "An Act granting leave of absence to James Quirk, Sheriff and *ex-officio* Assessor of Storey county."

Very respectfully,

R. K. COLCORD, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 17, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 54, which this day passed the Senate : Yeas, 14 ; nays, 1.

Also, Senate Bill No. 49, which this day passed the Senate : Yeas, 14 ; nays, 1.

P. S. CORBETT,
Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, February 20, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Concurrent Resolutions Nos. 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 41, 44, 45, 46, 47 and 51, relative to amending the Constitution of the State of Nevada, which passed the Senate and declared agreed to.

L. P. DAVIS,
Assistant Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

By Mr. Russell :

WHEREAS, This session of forty days is drawing to a close, and the people of this State expect this body to adjourn as provided by law; now, therefore, be it

Resolved, That all members be strictly confined in their speeches to ten minutes, and no member be allowed to speak more than once to the same question, except by unanimous consent ; and should the session extend over forty days, the members of this body shall serve without pay for said extra time.

Mr. Massey in the chair.

Yeas and nays called for on the adoption of the resolution by Messrs. Reynolds, Hoppin and Hilp.

Roll called, and resolution rejected by the following vote :

YEAS—Messrs. Allen, Foulks, Harris, Hilp, Hoppin, Pike, Richards, Russell, Thies and Wheeler—10.

NAYS—Messrs. Boston, Carah, Foster, Folsom, Griffin, Hamill, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Smith and Mr. Speaker—19.

Absent—Mr. Langan.

INTRODUCTION OF BILLS.

- By Mr. Harris (by leave)—Assembly Bill No. 92.
 By Mr. Russell (by leave)—Assembly Bill No. 93.
 By Mr. Hilp (by leave)—Assembly Bill No. 94.
 By Mr. Folsom (by leave)—Assembly Bill No. 97.
 By Mr. Smith (by leave)—Assembly Bill No. 95.
 By Mr. Smith (by leave) Assembly Bill No. 96.
 By Mr. Boston (by leave) Assembly Bill No. 99.
 By Mr. Reynolds (by leave)—Assembly Bill No. 98.

Mr. Speaker in the chair.

FIRST READING OF BILLS.

Senate Bill No. 54—An Act to provide for the payment of funeral expenses of indigent ex-soldiers.

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

Senate Bill No. 49—An Act authorizing and directing the question of consolidating Ormsby, Lyon and Douglas counties, Nevada, to be submitted to the voters of said counties at the general election to be held A. D. 1894.

Read first time, rules suspended, read second time by title and referred to Ormsby, Lyon and Douglas county delegations.

Substitute for Assembly Bill No. 38—An Act to provide for the election of School Trustees and other matters properly connected therewith.

Read first time and ordered engrossed.

Assembly Bill No. 92—An Act to amend An Act entitled "An Act in relation to levying and assessing taxes for State and county purposes," approved March 19, 1891.

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

Assembly Bill No. 93—An Act to amend an Act entitled "An Act concerning conveyances," approved November 5, 1861.

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

Assembly Bill No. 94—An Act to amend an Act entitled "An Act consolidating certain county offices in White Pine county and regulating compensation of county officers in said county and other matters relating thereto," approved March 14, 1891.

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

Assembly Bill No. 95—An Act entitled "An Act relative to the sale of wood and matters connected therewith."

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

Assembly Bill No. 96—An Act to secure protection to school children and to preserve the peace of public schools, and matters connected therewith.

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

Assembly Bill No. 97—An Act authorizing and directing the disposal of the unclaimed corpses of Nevada State Prison convicts in the interest of medical science.

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

Assembly Bill No. 98—An Act to grant leave of absence to E. Aube, County Clerk and *ex-officio* Treasurer of Ormsby county.

Read first time, rules suspended, read second time by title and referred to Ormsby Delegation.

Assembly Bill No. 99—An Act in relation to legal advertising in District Courts.

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

Report of Committee on Corporations (out of order).

Mr. Speaker :

Your Committee on Corporations have had Assembly Bill No. 61 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass as amended.

R. P. HAMILL, Chairman.

On motion, amendments recommended by Committee on Corporations to Assembly Bill No. 61 were adopted.

Bill ordered engrossed and usual number of copies ordered printed.

On motion of Mr. Harris, the Committee on Engrossment was authorized to employ necessary assistance for their clerk.

Mr. Hamill moved a recess to 1:30.

Recess taken at 12:10.

HOUSE IN SESSION

At 1:30 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Logan moved recess until 2 P. M.

Carried.

House took recess at 1:30 P. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

INTRODUCTION AND FIRST READING OF BILLS.

Assembly Bill No. 100—An Act granting leave of absence to L. F. Dunn, County Clerk of the county of Humboldt.

Read first time, rules suspended, read second time by title and referred to Humboldt County Delegation.

Assembly Bill No. 101—An Act to amend an Act entitled “An Act to amend an Act to provide for the formation of corporations for certain purposes,” approved March 10, 1865; approved March 18, 1891.

Rules suspended, reading had considered first reading, rules further suspended, bill read second time by title and referred to Committee on Corporations.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Concurrent Resolution relative to amending the Constitution of the State of Nevada :

Resolved by the Assembly, the Senate concurring, That section 8 Article I. of the Constitution of the State of Nevada be amended so as to read as follows :

Offenses heretofore required to be prosecuted by indictment shall be prosecuted by information after examination and commitment by a magistrate, or by indictment, or with or without such examination and commitment, as may be prescribed by law. A grand jury shall be drawn and summoned at least once a year in each county. In criminal prosecutions in any court whatever, the party accused shall have the right to a speedy and public trial; to have the process of the court to compel the attendance of witnesses in his behalf, and to appear and defend in person and with counsel. No person shall be twice put in jeopardy for the same offense, nor be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property without due process of law; nor shall private property be taken for public use without just compensation having been first made or secured, except in cases of war, riot, fire, or great public peril, in which case compensation shall be afterward made.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.
Absent—Mr. Langan.

Assembly substitute for Assembly Bills Nos. 19 and 27—An Act reducing and regulating the salaries and compensations of State officers.

Read third time.

On motion of Mr. Pike, the bill was referred to committee of one with instructions to strike out the last section.

Mr. Pike appointed, and reported duty performed.

Roll called and bill passed by the following vote :

YEAS—Messrs. Allen, Boston, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Logan, Manning, Massey, Melarkey, Norcross, Pike, Thies, Wheeler and Mr. Speaker—18.

NAYS—Messrs. Carah, Lernhart, Locklin, McCarthy, Monahan, Reynolds and Smith—7.

Absent—Messrs. Foster, Langan, McNaughten, Richards and Russell—5

Assembly Bill No. 66—An Act to amend an Act entitled “An Act to consolidate certain offices in the county of Esmeralda, State of Nevada, to fix their compensation and the compensation of other officers,” approved March 19, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Boston, Foulks, Langan, Reynolds and Richards—5.

Assembly Bill No. 41—An Act to provide for uniform examinations for teachers' certificates, and other matters properly connected therewith.

Read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Norcross, Richards, Smith, Thies and Wheeler—20.

NAYS—Messrs. Allen, Folsom, Monahan, Pike, Reynolds, Russell and Mr. Speaker—7.

Absent—Messrs. Foulks, Langan and Manning—3.

Speaker *pro tem.* in the chair.

Assembly Bill No. 80—An Act fixing the salaries of county officers in Eureka county, and consolidating offices therein.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Folsom, Foulks, Langan and Manning—4.

Assembly Bill No. 89—An Act detaching a portion of Washoe county, Nevada, and annexing same to Ormsby county, Nevada.

Mr. Reynolds moved the bill be engrossed.

Lost.

Mr. Norcross moved the bill be re-committed to the Ormsby and Washoe delegations.

Lost.

Mr. Folsom moved that a committee of one be appointed to amend the history of the bill.

Carried.

Mr. Folsom appointed, and reported duty performed.

On motion, the bill was refused engrossment.

On motion of Mr. Folsom, the vote whereby the bill was refused engrossment was reconsidered.

Mr. Folsom moved the bill be engrossed.

Motion withdrawn.

Mr. Harris moved that the bill be considered engrossed.

Carried.

Assembly Bill No. 89—Read third time and lost by the following vote:

YEAS—Messrs. Folsom, Lernhart, Logan, Manning, Monahan, Reynolds, Russell and Thies—8.

NAYS—Messrs. Allen, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Locklin, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Richards, Smith, Wheeler and Mr. Speaker—20.

Absent—Messrs. Boston and Langan—2.

Senate messages were taken up out of order.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 20, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 51, which this day passed the Senate :
Yeas, 13 ; nays, 2.

Also Senate Concurrent Resolution No. 43, which this day passed the Senate : Yeas, 12 ; nays, 2.

L. P. DAVIS,
Assistant Secretary.

Mr. Logan moved that Assembly Bill No. 60 be taken up.
Carried.

Assembly Bill No. 60—An Act to repeal an Act entitled "An Act requiring the Board of Examiners to annul certain contracts between the State of Nevada and John Mullen.

On motion, considered engrossed, and read third time.

Mr. Russell moved to make the bill special order for to-morrow at 2 P. M.

Carried.

Mr. Bell moved the Committee on Enrollment be empowered to employ additional clerical assistance.

Carried.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 4:30 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

THIRTY-SEVENTH DAY.

CARSON CITY, (Tuesday), February 21, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Pike and Langan.

Prayer by chaplain, Rev. Father Kline.

Journal of yesterday read and approved.

Mr. Massey moved that the Chief Clerk of the House be authorized to employ additional help for the copying clerk.

Carried.

REPORT OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared As-

sembly Enrolled Bills Nos. 37, 40 and 20 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bills Nos. 90, 10, 93, 86, 88 and Substitute for Assembly Bill No. 51 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly Bill No. 94, respectfully report that they have had the same under consideration and report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 85, and recommend the amending of the same, and as amended that it do pass.

Also, Senate Bill No. 54, and report favorably on the same, with the recommendation that it do pass.

W. H. A. PIKE, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bills Nos. 35, 39 and 64 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

MINORITY REPORT.

Mr. Speaker :

Your Committee on Public Morals have had Assembly Bill No. 14 under consideration, and beg leave to report on the same, without recommendation.

L. ALLEN, Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker :

Your special committee, consisting of the Ormsby delegation, have had Assembly Bill No. 83 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. G. FOLSOM,

H. R. LOGAN,

E. M. REYNOLDS.

Mr. Speaker :

Your special committee, the Elko delegation, have had Senate Bill No. 37 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass as amended.

R. P. HAMILL,

W. A. MASSEY,

GEORGE RUSSELL.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 20, 1893. }

To the Honorable the Assembly :

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

honorable body, Senate Bill No. 57, which this day passed the Senate : Yeas, 15 ; nays, none.

Also, Senate Bill No. 58, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Concurrent Resolution, in regard to evening sessions, which was adopted by the Senate.

Also, Assembly Bill No. 55, which this day passed the Senate : Yeas, 11 ; nays, 3.

Also, Assembly Bill No. 69, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 59, which this day passed the Senate : Yeas, 15 ; nays, none.

Also, Assembly Bill No. 72, which this day passed the Senate : Yeas, 14 ; nays, 1.

Also, Assembly Bill No. 63, which this day passed the Senate : Yeas, 9 ; nays, 6.

L. P. DAVIS,

Assistant Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

By Mr. Harris :

Resolved, That debates are strictly confined to ten minutes on any question ; no member permitted to speak more than once on the same question without the consent of a majority of the members.

Mr. Folsom moved that the resolution be indefinitely postponed.

Carried.

Mr. Massey moved to take from the table the petition relating to woman suffrage.

Carried.

The Chair submitted a communication to the House relative to State silver coinage.

Mr. Reynolds moved further reading thereof be dispensed with.

Lost, and communication read.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Locklin (by leave):

Assembly Bill No. 102—An Act to prohibit the carrying of concealed weapons within the limits of the cities and towns of the State of Nevada.

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

By Mr. Thies (by leave):

Assembly Bill No. 103—An Act to provide for a written and printed description of the resources of the State of Nevada, for the purpose of properly advertising the natural advantages of the State at the World's Fair in Chicago, and throughout the United States and Europe.

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

By Mr. Smith (by leave):

Assembly Bill No. 104—An Act to empower Boards of Commissioners to lease county roads and to fix and authorize the collection of toll thereon.

Read first time, rules suspended, read second time by title and referred to Storey county delegation.

By Mr. Allen (by leave) :

Assembly Bill No. 105—An Act consolidating certain county officers in Churchill county.

Read first time, rules suspended, read second time by title and placed on file.

Senate Bill No. 51—An Act making appropriations for the support of the civil government of the State of Nevada for the fiscal years 1893 and 1894.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Bill No. 58—An Act to authorize the Board of County Commissioners of Lander county to issue bonds to purchase the franchise and water works that supply the town of Austin with water.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Lander county delegation.

Senate Bill No. 57—An Act to authorize the Board of County Commissioners of Humboldt county to issue bonds for the purpose of providing a fund to pay the bonded debt of said county.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Humboldt county delegation.

• Senate concurrent resolution relative to evening sessions.

Speaker *pro tem.* in the chair.

Mr. Bell moved to indefinitely postpone the resolution.

Carried.

Senate Concurrent Resolution No. 21—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 39—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 28—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 43—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further

suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 32—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 36—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 24—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 25—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 23—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 26—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 31—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Mr. Speaker in the chair.

Temporary leave of absence granted Messrs. Russell and Richards.

Senate Concurrent Resolution No. 22—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 51—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further

suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 41—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Mr. Norcross moved to dispense with reading history of resolutions.
Carried.

Senate Concurrent Resolution No. 37—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 45—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 38—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 34—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 32—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 30—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 29—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Mr. McCarthy moved to take recess until 2 p. m.
Lost.

Senate Concurrent Resolution No. 46—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 27—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 35—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 47—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 44—Relative to amending the Constitution of the State of Nevada.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Mr. Hamill moved to take recess until 2 P. M.

Carried.

House took recess at 12:05 P. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

SPECIAL ORDER.

Mr. Russell moved that the House go into Committee of the Whole for the consideration of the special order, Assembly Bill No. 60, and that the Board of Examiners be invited to appear before the committee.

Carried.

Mr. Hamill in the chair.

Mr. Russell moved the appointment of a committee of one to request that the State Board of Examiners appear before the Committee of the Whole.

Carried.

Mr. Russell appointed as such committee, and reported duty performed.

The Committee of the Whole considered Assembly Bill No. 60.

Mr. Speaker in the chair.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 57—An Act to repeal an Act entitled "An Act to

prohibit the sale of ardent spirits to Indians," approved February 25, 1885; approved February 3, 1887.

Considered engrossed, read third time and lost by the following vote:

YEAS—Messrs. Carah, Foster, Foulks, Griffin, Hamill, Hilp, Lernhart, Logan, Manning, Massey, Norcross, Pike, Richards, Smith and Mr. Speaker—15.

NAYS—Messrs. Allen, Boston, Folsom, Hoppin, Locklin, Melarkey, McCarthy, McNaughten, Monahan, Reynolds, Russell, Thies and Wheeler—13.

Absent—Messrs. Harris and Lernhart—2.

Mr. Russell gave notice that on to-morrow he would move a reconsideration of the vote whereby Assembly Bill No. 57 was lost.

Assembly Bill No. 34—Laid upon the table.

Assembly Bill No. 78—Substitute adopted, considered engrossed, read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Not voting—Mr. Pike.

Absent—Messrs. Langan and Manning—2.

Mr. Harris moved that Assembly Bill No. 85 be taken from the table. Lost.

Assembly Bill No. 105—An Act consolidating certain county offices in Churchill county.

Mr. Massey moved the bill be placed upon third reading without reference.

Carried.

Mr. Allen moved the bill be considered engrossed.

Carried.

Assembly Bill No. 105—Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Mr. Folsom.

Absent—Mr. Langan.

Senate Bill No. 14—Read third time.

Mr. Smith moved to re-refer the bill to Committee on Corporations.

Speaker *pro tem.* in the chair.

Yeas and nays called for on motion to re-refer by Messrs. Thies, Bell and Harris.

Motion to re-refer Senate Bill No. 14 lost by the following vote:

YEAS—Messrs. Boston, Hamill, Lernhart, Manning, Melarkey, McCarthy, Monahan, Richards and Smith—9.

NAYS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Locklin, Logan, Massey, McNaughten, Norcross, Pike, Reynolds, Russell, Thies, Wheeler and Mr. Speaker—20.

Absent—Mr. Langan.

Senate Bill No. 14—An Act to prohibit the sale of intoxicating liquors in the State Capitol.

Roll called and bill lost by the following vote :

YEAS—Messrs. Allen, Carah, Foulks, Griffin, Harris, Hoppin, Logan, McNaughten, Norcross, Reynolds, Richards, Thies and Mr. Speaker—13.

NAYS—Messrs. Boston, Foster, Folsom, Hamill, Hilp, Lernhart, Locklin, Manning, Massey, Melarkey, McCarthy, Monahan, Pike, Russell, Smith and Wheeler—16.

Absent—Mr. Langan.

Assembly Bill No. 63—Senate amendments concurred in by the House.

Assembly Bill No. 63—An Act for the preservation of wild game and for the preservation of beaver and otter within the State of Nevada, and to repeal all other Acts in relation thereto.

Roll called and bill passed as amended in Senate by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 64—Referred to Committee of the Whole.

Assembly Bill No. 39—An Act in relation to public roads and highways.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Messrs. Langan and McCarthy—2.

Substitute for Assembly Bill No. 35—An Act to amend an Act to create a Board of County Commissioners in the several counties of this State, and to define their duties.

Read third time and passed by the following vote.

YEAS—Messrs. Boston, Carah, Foster, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Hamill, McCarthy and Russell—3.

Absent—Messrs. Allen, Folsom and Langan—3.

Substitute for Assembly Bill No 51—Read third time.

Mr. Wheeler offered an amendment to section 1, which was adopted.

Substitute for Assembly Bill No. 51—An Act to amend an Act entitled "An Act defining the rights of husband and wife," approved March 10, 1873.

Roll called and bill passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards, Smith, Thies, Wheeler and Mr. Speaker—25.

NAYS—Messrs. Allen, Reynolds and Russell—3.

Absent—Messrs. Langan and Massey—2.

By Mr. Smith (resolution out of order):

WHEREAS, To-morrow, February 22, 1893, will be the anniversary of

the birth of our beloved and illustrious patriot, George Washington; and
 WHEREAS, The day is observed as a holiday throughout the length and breadth of our fair land ; and

WHEREAS, All banks, schools, public institutions and business houses close their doors on that day ; and

WHEREAS, It is without precedent for the Legislature of this State to enact laws on this day ; therefore be it

Resolved by the Assembly, That when it adjourns it do so until Thursday, February 23, at 10 A. M.

Yeas and nays called for on the adoption of the resolution by Messrs. Richards, Allen and Boston, and resolution adopted by the following vote :

YEAS—Messrs. Boston, Carah, Folsom, Foulks, Griffin, Hamill, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, Monahan, Reynolds, Richards and Smith—16.

NAYS—Messrs. Allen, Foster, Harris, Hilp, Hoppin, Massey, McNaughten, Norcross, Pike, Thies, Wheeler and Mr. Speaker—12.

Absent—Messrs. Langan and Russell—2.

Mr. Wheeler moved to take recess until 7 P. M.

Carried.

House took recess at 4:55 P. M.

HOUSE IN SESSION

At 7 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Messrs. Foulks, Monahan Folsom and Reynolds.

Mr. Allen moved to take up Senate messages.

Lost.

Assembly Bill No. 88—Ordered placed at bottom of file.

Assembly Bill No. 10—Laid upon the table.

Assembly Bill No. 83—An Act to authorize the School Trustees of School District No. 1, in Ormsby county, to issue bonds for school purposes.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—23.

Absent—Messrs. Foulks, Hoppin, Langan, McCarthy, Monahan and Russell—6.

Not voting—Mr. Hamill.

REPORT OF COMMITTEE ON ENGROSSMENT.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly substitute for Assembly Bill No.

38 with the engrossed copy thereof, and find the same correctly engrossed.
GEO. R. SMITH, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 90—An Act to amend sections 217 and 227 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.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

Absent—Messrs. Foulks, Hoppin, Langan, McCarthy, Monahan and Russell—6.

Assembly Bill No. 85—An Act to provide revenue for the support of the government of the State of Nevada.

Amendments adopted, considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Massey, Melarkey, McNaughten, Norcross, Richards, Smith, Thies, Wheeler and Mr. Speaker—20.

Absent—Messrs. Folsom, Foulks, Hoppin, Langan, Manning, McCarthy, Monahan, Pike, Reynolds and Russell—10.

Report of Committee on Corporations (out of order):

Mr. Speaker :

Your Committee on Corporations have had Assembly Bill No. 84 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 95, which we report unfavorably.

R. P. HAMILL, Chairman.

Mr. Smith moved to adjourn.

Lost.

Mr. Massey moved call of the House.

Carried.

Absent—Messrs. Manning, McCarthy and Russell.

Mr. Allen moved further proceedings under the call be dispensed with.

Lost.

Sergeant-at-Arms presented Messrs. McCarthy and Russell at the bar of the House, who were excused.

Mr. Hamill moved further proceedings under call be dispensed with.

Carried.

Mr. Allen moved to adjourn.

Carried.

House adjourned at 7:50 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest: P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

THIRTY-NINTH DAY.

CARSON CITY (Thursday), February 23, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. Langan (by leave).

Prayer by chaplain, Father Clyne.

Mr. Hamill moved the reading of reference of constitutional amendments in Journal be dispensed with.

Carried.

Journal of Wednesday, with the exception of the reading of the action of the House upon the constitutional amendments, read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Printing have had Assembly Bill No. 99 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

A. J. McCARTHY, Chairman.

Mr. Speaker :

Your Committee on Enrollment beg leave to report that they have carefully compared Assembly enrolled Bills Nos. 55, 59, 69 and 72 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Corporations have had Assembly Bill No. 91 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

R. P. HAMILL, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 67 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. A. MASSEY, Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker :

Your special committee, consisting of Ormsby Delegation, have had

Assembly Bill No. 98 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. G. FOLSOM,
H. R. LOGAN,
E. M. REYNOLDS,

Mr. Speaker :

Your committee, consisting of the Humboldt, Lander and Elko delegations, have had Assembly Bill No. 70 under consideration, and beg leave to report the same without recommendation.

T. L. HOPPIN, Chairman.

Mr. Speaker :

Your committee, consisting of the Humboldt delegation, have had Assembly Bill No. 100 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 57, and recommend it do pass.

T. L. HOPPIN, Chairman.

Mr. Speaker :

Your committee, consisting of the Washoe county delegation, to whom was referred Assembly Bill No. 87, have had the same under consideration, and beg leave to report favorably and with the recommendation that it do pass.

A. D. GRIFFIN,
J. P. FOULKS,
W. H. A. PIKE,
C. A. NORCROSS.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 21, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 37, entitled "An Act licensing the sale of cigarettes."

Also, Assembly Bill No. 49, entitled "An Act to define the manner of electing County Commissioners."

Also, for your examination and consideration I forward herewith the fifth annual report of the Nevada Agricultural Experiment Station, embracing the work of the year 1892.

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 21, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 64, which this day passed the Senate: Yeas, 12; nays, 1.

Also, Senate Bill No. 47, which this day passed the Senate: Yeas, 9; nays, 4.

Also, Senate Bill No. 59, which this day passed the Senate: Yeas, 15; nays, none.

Also, Senate Bill No. 53, which this day passed the Senate: Yeas, 13; nays, none.

Also, Senate Bill No. 56, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Senate Bill No. 65, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Senate Bill No. 70, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Senate Bill No. 72, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Assembly Bill No. 44, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, substitute for Assembly Bill No. 8, which this day passed the Senate : Yeas, 15 ; nays, none.

Also, Assembly Bill No. 71, which this day passed the Senate : Yeas, 12 ; nays, none.

Also, Assembly Concurrent Resolution No. 4, which this day passed the Senate : Yeas, 9 ; nays, 4, and declared agreed to.

Also, Assembly Concurrent Resolution No. 7, which this day passed the Senate : Yeas, 12 ; nays, 1, and declared agreed to.

I also return to your honorable body, Assembly Bill No. 50, which was lost by the following vote : Yeas, 3 ; nays, 10.

L. P. DAVIS,
Assistant Secretary.

MOTIONS AND RESOLUTIONS.

Mr. Russell moved the reconsideration of the vote whereby Assembly Bill No. 57 was lost.

Carried.

Mr. Griffin moved that the communication relative to free coinage be referred to Committee on Federal Relations.

Carried.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 75 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Hilp :

Substitute for Assembly Bill No. 57.

Substitute adopted.

Rules suspended, read second time by title, considered engrossed and ordered placed on file.

By Mr. Massey :

Assembly Bill No. 106—An Act in relation to the purchase of supplies.

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

By Mr. Speaker :

Assembly Bill No. 107—An Act to provide revenue for the support of the government of the county of Nye, State of Nevada.

Read first time, rules suspended, read second time by title and referred to Nye county delegation.

Motion of reference reconsidered and bill referred to Judiciary Committee.

By Mr. Russell :

Assembly Bill No. 108—An Act to amend an Act entitled "An Act in relation to money of account and interest," approved November 28, 1861.

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

Senate Bill No. 64—An Act to amend an Act entitled "An Act to encourage the construction of a railroad in the State of Nevada from the eastern boundary of said State to the western boundary thereof," approved March 19, 1891.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Washoe, Churchill, Lander, Eureka and White Pine county delegations.

Senate Bill No. 59—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 20, 1891.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Lander county delegation.

Senate Bill No. 47—An Act authorizing the Boards of County Commissioners of the several counties of this State to grant aid to any District Agricultural Association within their respective counties, or within any agricultural district of which said county or counties may be a part.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Agriculture.

Senate Bill No. 53—An Act to annul section one of an Act entitled "An Act to require District Attorneys to make certain reports to the Attorney General," approved March 1, 1889.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Judiciary Committee.

Senate Bill No. 56—An Act to repeal an Act entitled "An Act to regulate the business of assaying within the State of Nevada," approved February 13, 1867.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Judiciary Committee.

Senate Bill No. 65—An Act to grant leave of absence to Frank R. Brotherton, County Clerk of Nye county.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Nye county delegation.

Senate Bill No. 70—An Act to prohibit and punish the retention of State and company property or any property in charge of the National Guard by individuals.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Military and Indian Affairs.

Senate Bill No. 72—An Act to amend section seven of an Act entitled "An Act to consolidate certain county offices in and for the county of Ormsby, State of Nevada, fix their compensation and the compensation of other county officers of said county," approved March 5, 1891.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to the Ormsby county delegation.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Pike moved that the House resolve itself into Committee of the Whole for the consideration of the appropriation bill and other matters. Lost.

Substitute for Assembly Bill No. 38—An Act to repeal an Act entitled "An Act to provide for the election of School Trustees and other matters connected therewith," approved March 19, 1891.

Read third time.

Mr. Folsom moved the appointment of a committee of one to amend the bill.

Carried.

Folsom appointed and reported duty performed.

Substitute for Assembly Bill No. 38—Laid upon the table.

Assembly Bill No. 86—Ordered engrossed.

Assembly Bill No. 93—An Act to amend an Act entitled "An Act concerning conveyances," approved November 5, 1861.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Mohahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Folsom, Langan and Massey—3.

Assembly Bill No. 94—An Act to amend an Act entitled "An Act consolidating certain county offices in White Pine county, and regulating compensation of county officers in said county, and other matters relating thereto," approved March 14, 1891.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Folsom, Hamill and Langan—3.

Senate Bill No. 54—An Act to provide for the payment of funeral expenses of indigent ex-soldiers.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Harris,

Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Folsom, Hamill, Langan and Manning—4.

Senate Bill No. 37—An Act fixing the salaries and compensation of the officers of Elko county and consolidating certain offices in said county, and to repeal all Acts in relation thereto.

Amendment recommended by Elko delegation adopted.

Bill read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Allen, Folsom, Hamill and Langan—4.

Assembly Bill No. 60—An Act to repeal an Act entitled “An Act requiring the Board of Examiners to annul certain contracts between the State of Nevada and John Mullen.”

Mr. Norcross moved the appointment of a committee of three to fully investigate the bill and its subject matter and report at the earliest possible moment.

Mr. Massey moved to take recess until 2 P. M.

Carried.

House took recess at 12:10 P. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Norcross' motion to recommit Assembly Bill No. 60 to a committee of three to investigate, etc., was carried.

Mr. Norcross asked leave to introduce a bill.

Leave granted.

Mr. Norcross introduced Assembly Bill No. 109.

The Speaker appointed as special committee on Assembly Bill No. 60 Messrs. Norcross, Hamill and Logan.

Assembly Bill No. 109—An Act amending an Act entitled “An Act limiting the duration of sessions of the Legislature of the State of Nevada,” approved February 19, 1891.

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

Mr. Folsom moved that the House go into Committee of the Whole for the consideration of Assembly Bill No. 109.

Carried.

House in Committee of the Whole with Mr. Hamill in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported Assembly Bill No. 109 favorably.

Assembly Bill No. 109—An Act amending an Act entitled “An Act

limiting the duration of sessions of the Legislature of the State of Nevada," approved February 19, 1891.

Mr. Massey in the chair.

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

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

NAYS—Messrs. Allen, Hilp, Hoppin and Pike—4.

Absent—Mr. Langan.

Mr. Speaker in the chair.

Assembly Bill No. 88—Ordered engrossed.

Assembly Bill No. 84—An Act to amend section 13 of an Act entitled "An Act concerning the Secretary of State."

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Foulks and Langan—2.

Assembly Bill No. 95—An Act relative to the sale of wood, and matters connected therewith.

Motion to lie upon the table lost.

Mr. Harris raised the point of order.

Ruled well taken.

Amendment offered by Mr. Monahan adopted.

Assembly Bill No. 95—Ordered engrossed.

Substitute for Assembly Bill No. 8—Senate amendment concurred in by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Logan, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Hamill, Langan, Locklin, Manning and Massey—5.

Assembly Bill No. 98—An Act to grant leave of absence to E. Aube, County Clerk and *ex-officio* Treasurer of Ormsby county.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Hamill, Langan, Manning and Massey—4.

Assembly Bill No. 75—An Act to amend an Act entitled an Act supplemental to an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March 20, 1865 ; approved

March 8, 1867; approved March 5, 1869; approved March 7, 1873; approved March 5, 1877; approved February 24, 1879; approved February 28, 1881; approved March 12, 1885; approved March 14, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foulks, Griffin, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards and Smith—19.

NAYS—Messrs. Allen, Foster, Folsom, Hamill, Hoppin, Reynolds, Russell, Thies, Wheeler and Mr. Speaker—10.

Absent—Mr. Langan.

Assembly Bill No. 70—Mr. Richards moved that Assembly Bill No. 70 be indefinitely postponed.

Carried.

Substitute for Assembly Bill No. 57—An Act to re-amend section 1 of an Act to prohibit the sale of ardent spirits to the Indians, approved February 25, 1885; as amended February 3, 1887.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—Mr. McNaughten.

Absent—Messrs. Langan and Pike—2.

Assembly Bill No. 87—An Act consolidating certain county offices in Washoe county.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Langan and Pike—2.

Assembly Bill No. 91—An Act relating to certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock, and providing for the recording thereof.

Considered engrossed and read third time.

Mr. Speaker in the chair.

Assembly Bill No. 91—Re-referred to Committee on Judiciary.

Mr. Boston moved to take recess until 7 p. m.

Carried.

House took recess at 4:38 p. m.

HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Motion to have a call of the House lost.

On motion, House took recess for five minutes.

HOUSE IN SESSION

At 7:9 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Russell and Langan.

Mr. McCarthy moved to adjourn.

Lost.

Mr. Harris moved the House resolve itself into Committee of the Whole for the purpose of considering Assembly Bill No. 92.

Lost.

Assembly Bill No. 100—An Act granting leave of absence to L. F. Dunn, County Clerk of the county of Humboldt.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Allen and Langan—2.

Senate Bill No. 57—An Act to authorize the Board of County Commissioners of Humboldt county to issue bonds for the purpose of providing a fund to pay the bonded debt of said county.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Mr. Hamill.

Absent—Mr. Langan.

Assembly Bill No. 67—Ordered engrossed.

Assembly Bill No. 99—An Act relating to legal advertising in District Courts.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Boston, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Allen, Hamill, Hoppin and Russell—4.

Absent—Messrs. Langan and Manning—2.

Mr. McCarthy moved to adjourn.

Carried.

House adjourned at 7:50 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER,
Chief Clerk of the Assembly.

FORTIETH DAY.

CARSON CITY (Friday), February 24, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Langan, McCarthy and Pike.

Prayer by chaplain, Rev. P. J. Clyne.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Military and Indian Affairs have had Senate Bill No. 70 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

WILSON LOCKLIN, Chairman.

Mr. Speaker :

Your Committee on Public Morals 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 amendment, as follows : By inserting after the word "shot," in line two, the words "pea rifle or air gun."

L. ALLEN, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your committee, the Lander county delegation, have had Senate Bills Nos. 58 and 59 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

C. A. RICHARDS, Chairman.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 23, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 55, entitled 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.

Also, Assembly Bill No. 72, entitled an Act to amend an Act entitled "An Act for the government and maintenance of the State Orphans' Home," approved March 1, 1873.

Also, Assembly Bill No. 20, entitled "An Act to prevent the dissem-

ination of contagious diseases among sheep ; to provide for the appointment of Sheep Inspectors in the several counties of this State, and to define their duties and compensation."

Also, Assembly Bill No. 69, entitled an Act to continue the right and grant conferred under and by virtue of an Act entitled "An Act to supply the town of Austin with water," approved February 16, 1864; passed at the third regular session of the legislative assembly of the Territory of Nevada for fifteen years from the first day of March, 1893.

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 23, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 41, which this day passed the Senate : Yeas, 9 ; nays, 5.

Also, Assembly Bill No. 14, which this day passed the Senate : Yeas, 15 ; nays, none.

Also, Assembly Bill No. 17, which was this day amended in the Senate, and passed as amended : Yeas, 15 ; nays, none.

Also, Assembly Bill No. 18, which this day passed the Senate : Yeas, 15 ; nays, none.

Also, Senate Bill No. 55, which this day passed the Senate : Yeas, 10 ; nays, 2.

I also return to your honorable body, Assembly Bill, No. 32 which was lost in the Senate : Yeas, 4 ; nays, 9.

L. P. DAVIS,
Assistant Secretary of the Senate.

Mr. Harris moved to take up Assembly Bill^o No. 17 out of order.
Carried.

Assembly Bill No. 17—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, and to repeal sections 22, 23, 25, 28 and 29 of said Act.

Mr. Harris moved the adoption of the Senate amendments.
Carried.

Roll called and bill passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—None.

Absent—Messrs. Langan and Pike—2.

Not voting—Mr. Foulks.

Mr. Massey moved to take up Senate messages out of order.
Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 23, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Assembly Bill No. 109, which this day passed the Senate: Yeas, 9 ; nays, 5.

L. P. DAVIS,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Harris (by leave):

Assembly Bill No. 110—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, rules suspended, read second time by title and referred to Committee on Judiciary.

By Mr. Monahan (by leave):

Assembly Bill No. 111—An Act to prohibit the use of tobacco in and about any school house in the State of Nevada.

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

By Mr. Carah (by leave):

Assembly Bill No. 112—An Act to amend 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 ; as amended March 11, 1889.

Rules suspended, reading had considered first reading, read second time by title and referred to Committee on Public Lands.

By Washoe delegation :

Assembly Bill No. 113—An Act to incorporate the city of Reno.

Rules suspended, reading had considered first reading, read second time by title and referred to Washoe delegation.

Assembly Bill No. 114—An Act relating to elections, approved March 12, 1873 ; approved February 18, 1889.

Rules suspended, reading had considered first reading, read second time by title and referred to Committee on Elections.

Assembly Bill No. 115—An Act to amend an Act entitled “An Act to provide for the transmission of ballots, poll books and tally lists by mail in certain cases,” approved March 6, 1889.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Elections.

Assembly Bill No. 116—An Act defining the duties of Sheriffs in relation to the filing and posting of licenses.

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

Senate Bill No. 41—An Act for the relief of J. A. Blossom for bounty for sinking an artesian well in Lander county, Nevada, in the year 1890.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Agriculture.

Senate Bill No. 55—An Act relating to the allowance for National Guard organizations.

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

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 102—Amendments offered by committee adopted, and bill ordered engrossed.

Senate Bill No. 70—An Act to prohibit and punish the retention of State and company property, or any property in charge of the National Guard, by individuals.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Boston and Langan—2.

Not voting—Mr. Reynolds.

Senate Bill No. 59—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 20, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Massey, Melarkey, McCarthy, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Logan, McNaughten and Russell—3.

Absent—Messrs. Boston, Folsom and Langan—3.

Senate Bill No. 58—An Act to authorize the Board of County Commissioners of Lander county to issue bonds to purchase the franchise and water works that supply the town of Austin with water.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—None.

Absent—Mr. Langan.

Not voting—Mr. Russell.

On motion of Mr. Locklin, the House resolved itself into Committee of the Whole, with Mr. Hoppin in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported back to the House Senate Bill No. 55, with recommendation that it do pass.

Also, Senate Bill No. 51, and beg leave to sit again.

Report of Committee on Enrollment (out of order):

Mr. Speaker:

Your Committee on Enrollment have carefully compared Assembly enrolled bill No. 109 with the engrossed copy thereof, and find the same correctly enrolled, and have this day placed the same in the hands of the Governor.

M. G. FOSTER, Chairman.

Mr. Massey moved a recess until 2 p. m.

Carried.

House took recess at 12:03 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Manning granted leave of absence.

Mr. Massey moved the House resolve itself into Committee of the Whole.

Carried.

The House went into Committee of the Whole, with Mr. Hoppin in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported having had under consideration Senate Bill No. 51, and asked leave to sit again.

A committee, consisting of Messrs. Rickey and Williams, appeared in the House to make inquiry relative to Assembly Bill No. 109.

Answered by reading the Governor's message.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 24, 1893.

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 109, entitled an Act amending an Act entitled "An Act limiting the duration of sessions of the Legislature of the State of Nevada," approved February 19, 1891.

Very respectfully,

R. K. COLCORD, Governor.

Mr. Massey moved to take recess until 7 p. m.

Lost.

Mr. Boston moved to adjourn.

Lost.

Mr. Pike moved that the House resolve itself into Committee of the Whole.

Carried.

House in Committee of the Whole with Mr. Hoppin in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

REPORT OF COMMITTEE ON ENROLLMENT.

Mr. Speaker :

Your Committee on Enrollment have carefully compared Assembly enrolled Bill No. 44 with the engrossed copy thereof, find the same correctly enrolled, and have this day placed the same in the hands of the Governor.

M. G. FOSTER, Chairman.

Mr. Massey moved to adjourn.

Carried.

House adjourned at 4:50 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

 FORTY-FIRST DAY.

CARSON CITY (Saturday), February 25, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Langan and Norcross.

Prayer by chaplain, Father Clyne.

Journal of yesterday read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bills Nos. 107, 96, and 116 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 81, and report without recommendation.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 97 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. A. MASSEY, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 17 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on State Institutions have had Assembly Bill No. 106

under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. HARRIS, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your committee, consisting of the Washoe county delegation, have had Assembly Bill No. 112 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. P. FOULKES,
C. A. NORCROSS,
W. H. A. PIKE,
A. D. GRIFFIN.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 23, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 23, entitled An Act to amend section two hundred and twenty-six 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.

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 24, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 32, which this day passed the Senate : Yeas ; 12 ; nays, 1.

Also, Senate Bill No. 62, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Bill No. 61, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Bill No. 69, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 47, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 68, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 80, which was this day amended in Senate and passed as amended : Yeas, 13 ; nays, none.

Also, Assembly Joint and Concurrent Resolution No. 4, which was this day amended in Senate and passed as amended : Yeas, 12 ; nays, 2.

Also, Assembly Concurrent Resolution No. 11, which this day passed the Senate : Yeas, 8, nays, 5.

Also, Assembly Joint Resolution No. 14, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, to return to your honorable body the following bills for engrossment : Assembly Bills Nos. 73 and 85.

Also, to return to your honorable body the following bills, which were

lost in the Senate : Assembly Bill No. 54 : Yeas, 2 ; nays, 13 ; Substitute for Assembly Bill No. 7 : Yeas, 7 ; nays, 7 ; Assembly Joint Resolution No. 8 : Yeas 6 ; nays, 5.

L. P. DAVIS, Assistant Secretary.

MOTIONS AND RESOLUTIONS,

On motion of Mr. Harris, the bills returned from the Senate were ordered engrossed.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Norcross :

Assembly Bill No. 117—An Act to provide for the rearranging of the State Library and other matters relating thereto.

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

Senate Bill No. 32—An Act to provide for the determination of the legality of claims made against a county.

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

Senate Bill No. 69—On motion of Mr. Massey, ordered returned to Senate for engrossment.

Senate Bill No. 62, substituted for Senate Bills Nos. 17 and 19—An Act to amend an Act entitled "An Act relating to elections, and to more fully secure the secrecy of the ballot," approved March 13, 1891, and to amend an Act entitled "An Act to amend an Act entitled an Act relating to elections, and to more fully secure the secrecy of the ballot," approved March 13, 1891 ; approved March 19, 1891, and supplemental to said Acts.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Elections.

Senate Bill No. 61—An Act for the relief of Cagwin & Noteware.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 55—An Act relating to the allowance for National Guard organizations.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Langan.

Assembly Bill No. 97.

Mr. Norcross offered the following amendment to Assembly Bill No. 97 :

“Section 2. The provisions of this Act shall only affect convicts hereafter sentenced to confinement in the State Prison.”

Amendment rejected.

Mr. Wheeler offered the following :

Amend section 1, line 4, after the word “interment,” by adding “and the deceased shall not have expressed a wish otherwise.”

Amendment adopted.

Assembly Bill No. 97—Refused engrossment.

Assembly Bill No. 106—An Act relating to the purchase of supplies.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, Monahan, Norcross, Pike, Reynolds, Richards, Smith and Wheeler—22.

NAYS—Messrs. McNaughten, Russell, Thies and Mr. Speaker—4.

Absent—Messrs. Griffin, Hoppin, Langan and Melarkey—4.

Report of special committee (out of order):

Mr. Speaker :

Your special committee, consisting of the Washoe, Churchill, White Pine, Lander and Eureka delegations, have had under consideration Senate Bill No. 64, and report favorably on the same, with the recommendation that it do pass as amended. W. H. A. PIKE, Chairman.

Mr. Massey gave notice that he would, on the next legislative day, move to reconsider the vote whereby Assembly Bill No. 97 was refused engrossment.

Report of special committee (out of order):

Mr. Speaker :

Your special committee, comprising the Storey county delegation, have had under consideration Assembly Bill No. 104, and beg leave to report favorably on the same, with the recommendation that it do pass.

GEO. R. SMITH, Chairman.

Assembly Bill No. 107—An Act to provide revenue for the support of the government of the county of Nye, State of Nevada.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Folsom and Langan—2.

Mr. Smith moved to take recess until 2 p. m.

Carried.

House took recess at 12:6 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. Langan.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 96—An Act to secure protection to school children, and to preserve the peace of public schools and matters connected therewith.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

NAYS—Mr. Folsom.

Absent—Mr. Langan.

Mr. Pike moved that the House resolve itself into Committee of the Whole for the purpose of considering the appropriation bill (Senate Bill No. 51).

Carried.

House in Committee of the Whole, with Mr. Folsom in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee reported Senate Bill No. 51 back to the House favorably.

Mr. Hilp moved to place Senate Bill No. 51 at top of file.

Carried.

Mr. Boston moved to amend by making Senate Bill No. 51 special order for 2 p. m. Monday.

Lost.

Mr. Massey moved that section 3 of Senate Bill No. 51 be amended by inserting in lieu of 4,000 the figures 3,500.

Withdrawn.

On motion of Mr. Folsom, amendment to section 26 was adopted.

Mr. Reynolds moved the adoption of amendment to section 42.

Yeas and nays called for by Messrs. Allen, Pike and Hoppin, and amendment adopted by the following vote :

YEAS—Messrs. Carah, Foster, Folsom, Griffin, Hamill, Lernhart, Locklin, Logan, Massey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—19.

NAYS—Messrs. Allen, Foulks, Hilp, Hoppin, Manning, Melarkey, Pike and Russell—8.

Absent—Mr. Langan.

Not voting—Messrs. Boston and Harris—2.

Mr. Folsom moved the adoption of amendments to sections 44 and 45.

Carried.

Mr. Boston moved that section 47 be stricken out.

Carried.

Mr. Reynolds moved the adoption of an amendment by substituting a new section in place of section 47, stricken out.

Carried.

Mr. Massey moved the appointment of committee of one to make amendments reducing State Deputies' salaries from \$4,000 to \$3,125.

Mr. Russell moved to lay Mr. Massey's motion on the table.

Yeas and nays called for by Messrs. McNaughten, Harris and Boston, and motion to lay on table lost by the following vote :

YEAS—Messrs. Carah, Foster, Folsom, Lernhart, Locklin, Logan, McCarthy, McNaughten, Monahan, Russell and Smith—11.

NAYS—Messrs. Allen, Boston, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Manning, Massey, Melarkey, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—18.

Absent—Mr. Langan.

Yeas and nays called for on adoption of Mr. Massey's motion by Messrs. srs. Boston, Allen and Massey.

Roll called and motion carried by the following vote.

YEAS—Messrs. Allen, Boston, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Manning, Massey, Norcross, Pike, Reynolds, Thies and Wheeler—15.

NAYS—Messrs. Carah, Foster, Folsom, Lernhart, Locklin, Logan, McCarthy, McNaughten, Monahan, Richards, Russell, Smith and Mr. Speaker—13.

Absent—Mr. Langan.

Not voting—Mr. Melarkey.

Mr. Massey appointed committee of one to amend sections three, six, eight, ten and thirteen in the bill and reports duty performed.

Mr. Boston moves to amend section thirty-five by striking out "500" and inserting "200."

Motion lost.

Mr. Smith moved to appoint a committee of one to amend section 38 by inserting "1,000" instead of "3,000."

Lost.

Mr. Boston moved to amend by striking out section 38 entirely.

Lost.

Mr. Russell moved to appoint a committee of one to strike out in section 40 the words "25,000," and insert "20,000."

Yeas and nays called for on Mr. Russell's motion by Messrs. Boston, Thies and Allen.

Roll called, and motion lost by the following vote :

YEAS—Messrs. Russell, Smith and Wheeler—3.

NAYS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Thies and Mr. Speaker—25.

Absent—Mr. Langan.

Not voting—Mr. Monahan.

Senate Bill No. 51—An Act making appropriations for the support of the civil government of the State of Nevada for the fiscal years 1893 and 1894.

Roll called, and bill passed as amended by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Logan, Manning, Massey, Melarkey, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—22.

NAYS—Messrs. Foster, Locklin, McCarthy, McNaughten, Monahan, Russell and Smith—7.

Absent—Mr. Langan.

Governor's message (veto of Assembly Bill No. 59) received.

Mr. Hamill moved veto message of the Governor be made special order for next Monday at 2 p. m.

Carried.

Mr. Pike asked unanimous consent to consider Senate Bill No. 64.
Granted.

Senate Bill No. 64—An Act to amend an Act entitled "An Act to encourage the construction of a railroad in the State of Nevada, from the eastern boundary of said State to the western boundary thereof," approved March 19, 1891.

Amendments recommended by the special committee adopted.

Bill read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Mr. Langan.

Not voting—Mr. Massey.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Elections have had Assembly Bills Nos. 114 and 115 under consideration, and beg leave to report favorably on the same, with the recommendation that they pass.

S. L. McNAUGHTEN, Chairman.

Mr. Speaker :

Your Committee on Corporations have had Assembly Bill No. 101 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

R. P. HAMILL, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly enrolled Bills Nos. 71, 18, 63 and 8 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 4:22 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

FORTY-THIRD DAY.

CARSON CITY (Monday), February 27, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Monahan and Logan.

Leave of absence granted to Mr. Monahan.

Prayer by chaplain, Rev. Henry Pearce.

Journal of Saturday read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bills Nos. 86, 88 and 95 with the engrossed copies thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Agriculture have had Assembly Bill No. 47 and Senate Bill No. 41 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

L. ALLEN, Chairman.

MINORITY REPORT.

Mr. Speaker :

The minority of your Committee on Agriculture having had under consideration Senate Bill No. 41, report unfavorably on the same, with the recommendation that it do not pass, for the following reasons: First—That the subject matter contained in said bill has been adjudicated. Second—That a bounty has been paid on one well in Lander county, and said Blossom was fully informed thereof, and is therefore not entitled to a bounty upon his well, either in equity, justice or by law.

T. L. HOPPIN.

MESSAGES FROM THE GOVERNOR.

CARSON CITY, February 24, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 2, entitled an Act to repeal an Act entitled an Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March 9, 1865, and the Acts amendatory thereof and supplementary thereto, approved March 17, 1891.

Very respectfully,

R. K. COLCORD, Governor.

CARSON CITY, February 25, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 17, entitled an Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891, and to repeal sections 22, 25, 28 and 29 of said Act.

Also, Assembly Bill No. 71, entitled "An Act to provide for the admission of certain persons into the Nevada State Insane Asylum."

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 25, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body, Assembly Bill No. 79, for engrossment.

Also, I herewith present for the consideration of your honorable body, Senate Bill No. 30, which this day passed the Senate: Yeas, 14; nays, none.

Also, Senate Bill No. 63, which this day passed the Senate: Yeas, 13; nays, none.

Also, Senate Bill No. 71, which this day passed the Senate: Yeas 13; nays, none.

Also, Senate Bill No. 74, which this day passed the Senate: Yeas, 11, nays, 1.

Also, Assembly Bill No. 83, which was this day amended in the Senate, and passed as amended: Yeas, 12; nays, none.

Also, Assembly Bill No. 90, which this day passed the Senate: Yeas, 13; nays, 1.

Also, Assembly Concurrent Resolution No. 9, which this day passed the Senate: Yeas, 13; nays, 1.

L. P. DAVIS,

Assistant Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Massey moved to reconsider the vote by which Assembly Bill No. 97 was refused engrossment.

Yeas and nays called for on motion to reconsider vote on Assembly Bill No. 97 by Messrs. Massey, Richards and Boston.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Allen, Boston, Folsom, Foulks, Hilp, Langan, Lernhart, Massey, McNaughten, Reynolds and Richards—11.

NAYS—Messrs. Carah, Foster, Griffin, Harris, Hoppin, Logan, Manning, Melarkey, McCarthy, Russell, Smith, Thies, Wheeler and Mr. Speaker—14.

Absent—Messrs. Hamill, Locklin, Monahan, Norcross and Pike—5.

(By leave): Resolution by Mr. Smith, relative to the attempted assassination of J. W. Mackay, read and adopted.

Mr. Russell moved the appointment of a committee of three to investigate and report a bill relative to the school funds of the State.

Carried.

Chair appointed Messrs. Russell, Reynolds and McNaughten as such committee.

REPORTS OUT OF ORDER.

Mr. Speaker:

The Nye county delegation, to whom was referred Senate Bill No. 65, report favorably thereon.

T. J. BELL.

Mr. Speaker:

Your select committee, consisting of Ormsby county delegation, have had Senate Bill No. 72 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. G. FOLSOM,

H. R. LOGAN,

E. M. REYNOLDS.

Mr. Speaker:

Your Committee on Ways and Means, to whom was referred Assembly

Bills Nos. 103 and 56, respectfully report that they have had the same under consideration, and report the same without recommendation.

W. H. A. PIKE, Chairman.

Mr. Harris moved Assembly Bills returned from the Senate be ordered engrossed.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

By Washoe county delegation :

Assembly Bill No. 118—An Act to authorize the issuance of certain bonds by Washoe county, and to provide for the payment of the same.

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

By Washoe county delegation :

Assembly Bill No. 119—An Act for the removal and construction of the State Prison of the State of Nevada.

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

Mr. Richards moved the suspension of rule 58 during the remainder of the session.

Lost.

By Mr. Locklin :

Assembly Bill No. 120—An Act relating to military encampments.

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

By Mr. Hamill :

Assembly Bill No. 121—An Act entitled "An Act to procure phonographs for the use of the sixteenth session."

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

Senate Bill No. 71—An Act fixing the salary of the District Judge of the Second Judicial District of the State of Nevada.

Read first time, rules suspended, read second time by title and referred to delegations from Humboldt, Washoe and Churchill counties.

Senate Bill No. 63—An Act to amend section five hundred and three of an Act entitled "An Act to regulate proceedings in civil cases in courts of justice of this State and to repeal all other Acts in relation thereto," approved March 8, 1869.

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

Senate Bill No. 30—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.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Judiciary Committee.

Senate Bill No. 74—Mr. Harris moved that Senate Bill No. 74 be returned to the Senate for engrossment.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 116—An Act defining the duties of Sheriffs in relation to the filing and posting of licenses.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Melarkey, Monahan and Norcross—3.

Mr. McCarthy moved to take recess until 2 p. m.

Carried.

House took recess at 11:51 a. m.

HOUSE IN SESSION.

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Monahan (by leave) and Mr. Norcross.

SPECIAL ORDER.

Assembly Bill No. 59—Bill read.

Message from the Governor vetoing the bill read as follows :

STATE OF NEVADA,
EXECUTIVE DEPARTMENT,
CARSON CITY, February 24, 1893. }

To the Honorable the Assembly :

I return to you, gentlemen, without my approval, Assembly Bill No. 59, entitled "An Act for the relief of E. P. Hardesty and J. B. Fitch, on account of board and lodging furnished John Gibbons, an indigent." I contend that this statute is unconstitutional, being in contravention of section 20 of Article IV. of our Constitution, which, among other prohibitions, declares that "the Legislature shall not pass local or special laws * * * regulating county and township business." The bill is both local and special, in that its operation is confined to Elko county, and in that it specially authorizes and directs local officials—the County Commissioners, the County Auditor, and the County Treasurer of Elko county—to transact county business. A special Act is one which relates only to a particular species, thing, or person ; it is rather an exception than the rule. That this Act is an exception there can be no doubt, for there is a general law of uniform operation throughout the State on our statute books, requiring the Boards of County Commissioners "to examine, settle and allow all accounts legally chargeable against the county * * * to take care of and provide for the indigent sick of the county in such a manner only as is or may be provided by law * * * to do and perform all such other acts and things as may be lawful and strictly necessary to the full discharge of the powers and jurisdiction conferred on the Board." [General Statutes of Nevada, pp. 531-2-3, sec. 1,949.]

The Boards of County Commissioners of the several counties are also vested with entire and exclusive superintendence of the poor in their respective counties by section 1,981, General Statutes, p. 540.

Under these general laws the County Commissioners have ample authority to allow such a claim as this one, if it is a just claim, and if rejected by them, the remedy is through the courts, and not the Legislature. Assuredly, if anything, it is a debt against the county, and "the payment of the indebtedness of a county is a part of the business of the county; and a law prescribing the manner in which that business shall be conducted is a regulation of its business." [Young vs. Hall, 9 Nevada, p. 217.]

Again, it is clear that the Legislature has no power, by a special law, to repeal the general law regulating county business, or to dispense with its provisions in the favor of Hardesty and Fitch, leaving it in force as to all other persons.

In Williams vs. Bidleman, 7 Nevada Reports, page 68, the Supreme Court reviews the subject of the regulation of county business by special statute fully. The statute in question in said case was one authorizing and directing the issuance and payment of county warrants for the relief of one James Leffingwell for the amount of \$3,500. Judge Garber said:

"Then we have a special law auditing and allowing a pre-existing claim against a county; appointing the mode and manner of its payment; directing the drawing of county warrants; * * * appropriating county funds to county purposes. Is not this regulating county business? If it is not, we cannot imagine what would be so considered, or what possible effect is to be given to the clause of the constitution in question. We need not determine whether the obligation of the county to pay this money to Leffingwell was legal, or merely equitable or moral. In either view, the auditing and payment of this claim was essentially and inherently county business, as pertaining to and concerning the county peculiarly, rather than the whole State or any other subdivision of the State. It was county business within the ordinary and natural meaning of the phrase, as obviously as the examination of a claim against the State by the State Board of Examiners is State business."

The learned Justice concluded the decision as follows:

"We conclude that this is a special statute, regulating business which is not only county business in its nature and quality, but which had been by the law imposed upon and committed to the county, as a duty to be by it performed through the action of its local officials."

The present bill, not conformable to our constitution, and being repugnant to the written fundamental law of the State, is absolutely void. Regretfully, for the foregoing reasons, I am obliged to withhold my assent to this bill.

I remain, yours very respectfully,

R. K. COLCORD, Governor.

The veto of the Governor upon Assembly Bill No. 59 was sustained by the following vote:

YAYS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Monahan.

REPORT (OUT OF ORDER).

Mr. Speaker:

Your Committee on Judiciary have had Assembly Bill No. 110 under

consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 56, and recommend that it do pass.

Also, Senate Bill No. 53, and report without recommendation.

J. T. WHEELER, Chairman.

Mr. Folsom moved that the House resolve itself into Committee of the Whole for the consideration of such matters as have been referred to it.
Carried.

House in Committee of the Whole, with Mr. McNaughten in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

Assembly Bill No. 64—Reported favorably, with the recommendation that it do pass.

Assembly Bill No. 92—Amended and recommended that it do pass as amended.

Senate Bill No. 61—Reported to the House, with the recommendation that it do pass.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Mr. Allen moved that Senate Bill No. 41 be taken up.

Carried.

On motion, House resolved itself into Committee of the Whole for the consideration of Senate Bill No. 41, with Mr. Boston in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported Senate Bill No. 41 favorably.

Mr. Russell moved Senate Bill No. 41 be placed upon its final passage.

Carried.

Mr. Boston moved to take recess until 7 P. M.

Lost.

Senate Bill No. 41—An Act for the relief of J. A. Blossom, for bounty for sinking an artesian well in Lander county, Nevada, in the year 1890.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, Norcross, Reynolds, Richards, Russell, Smith, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Harris, Hoppin, McNaughten, Pike and Thies—5.

Absent—Messrs. Boston and Monahan—2.

Mr. Foulks moved to take recess until 7 P. M.

Carried.

House took recess at 4:24 P. M.

HOUSE IN SESSION

At 7 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Leave of absence granted Mr. Langan.

Mr. Locklin gave notice that he would on next legislative day move a reconsideration of the vote whereby Assembly Bill No. 116 passed.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker :

Your committee appointed to inquire into the claims of John Mullen against the State of Nevada beg leave to report that they have carefully examined into the status of the said claims, and report the following findings :

First—That the tenth session of the Legislature of the State of Nevada passed an Act, approved February 28, 1881 (see Statutes 1881, page 89), as follows :

“Section 1. The Board of Examiners are hereby directed to employ one or more attorneys at the City of Washington, D. C., to prosecute the claims of the State of Nevada against the general government for the five per cent. due this State from the general government on unsold lands within the Territorial limits and set apart as Indian reservation, and for the prosecution of the claims of the State against the Government for money expended in suppressing Indian outbreaks and wars occurring in this State.

“Section 2. And they are hereby authorized to pay to the said attorney or attorneys, not to exceed fifteen per cent. of all moneys collected from said sources, to be in full payment for such attorney’s fees and expenses of litigation, but in no case is any money to be drawn from the treasury to pay said fees or costs of litigation.”

February 19, 1883, this Act was amended by the addition of the following to section 1 :

“And for money expended by the State of Nevada, and as successor to the Territory of Nevada, in aid of the United States Government during and on account of the war of the rebellion.”

The following points in the above Act will be noted :

First—The State Board of Examiners were directed to “employ” an attorney or attorneys at Washington to perform certain functions, the compensation for labor expended in the performance of such functions being conditioned upon the actual accomplishment of the Act.

It must appear, therefore, that the word “employ” is used in the sense of “enter into contract with,” as the ordinary interpretation of the word “employ,” which implies the power to discharge the employe at any time, would be manifestly unjust, and afford no protection to the person or persons undertaking to perform the functions, as the Board of Examiners themselves (under implied authority in the Act) might and would have the power, even at the very moment of the completion of the function, to discharge the attorney or attorneys employed, thus defeating them of receiving any compensation as the fruits of their labors.

It must seem, therefore, that there is an implied contract entered into between the State and the attorney or attorneys employed to the effect that the said attorney or attorneys shall be allowed the time necessary to complete the function, and shall not be discharged before such period is reached without their consent. If, however, it can be shown that the attorneys have not exercised reasonable diligence in the prosecution of their labors for the performance of the function, or have been negligent or dilatory in attending to their duties, or, possibly, if by any extraneous cause they have been unable to contribute at all to the accomplish-

ment of the result, then the State would undoubtedly have the right to demand the annulment of the contract. But in this case, so far as your committee can learn, no evidence has ever been filed or offered showing that the attorney appointed under provisions of the Act, namely, John Mullen, has not exercised reasonable diligence in the prosecution of the said claims of the State of Nevada against the General Government, or that his labors have not directly contributed to the accomplishment of the results already attained and those in prospective.

Your committee are, therefore, of the opinion that the Legislature, in the Act approved March 4, 1891, entitled "An Act requiring the Board of Examiners to annul certain contracts between the State of Nevada and John Mullen," exceeds its jurisdiction, the Constitution of the State declaring that the Legislature shall pass no Act impairing the obligation of contracts.

Supplementary to the above, your committee respectfully report the following findings :

First—That all the claims against the general government, for the collection of which John Mullen was employed, are claims of the State of Nevada and not of private individuals, and the State of Nevada had the legal right to enter into contract for their collection at the time contract was actually entered into between the State of Nevada and John Mullen.

Second—That while there are possible doubts as to the wisdom of the policy of the State of Nevada originally in making such contract for the collection of the said claims, and at the rate of compensation which the contract allowed, yet the said contract having been actually entered into, is a contract *de facto*, and binding upon the honor of the State of Nevada to its observance.

Third—Possibly, if it could be shown that John Mullen had not labored sufficiently and contributed in every way that he might to secure the collection of the claims, or that when collected such collection had not been entirely, or in large part due to his labors, the State might in a court of equity be granted relief from a portion of the stipulated fee or compensation. But your committee, having no knowledge that the said John Mullen has not employed himself diligently in this connection, make no recommendation ; but, however, simply state that this Legislature, if it sees fit, might instruct the Attorney General to inquire into the matter, and when such claims are paid, if it appear to him that the said John Mullen has not contributed to a sufficient extent in their collection, to be awarded in a court of equity, the whole fee or compensation for such collection in said contract, then the Attorney General shall take such steps for relief from a portion or all of said stipulated fee or compensation as shall be deemed by him to be most advisable.

In conclusion, your committee recommend the passage of the bill under consideration: Assembly Bill No. 60.

C. A. NORCROSS,
H. R. LOGAN,
R. P. HAMILL.

Mr. Massey moved that the House resolve itself into Committee of the Whole for the consideration of the constitutional amendments.

Carried.

House in Committee of the Whole, with Mr. Norcross in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

Mr. Speaker :

The Committee of the Whole have had under consideration Senate Concurrent Resolutions Nos. 28, 21, 22, 24, 25, 26, 33, 27, 29, 30, 31, 32, and 34, and report them to the House, with the recommendation that they be agreed to.

Also, Senate Concurrent Resolution No. 23, and report the same to the House, with the recommendation that it do not pass.

Mr. Hamill moved to adjourn.

Carried.

House adjourned at 8:56 P. M.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

 FORTY-FOURTH DAY.

CARSON CITY (Tuesday), February 28, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Messrs. Folsom, Monahan, Norcross and Pike.

Prayer by chaplain, Rev. Henry Pearce.

Leave of absence granted Mr. Monahan.

Journal of yesterday read and approved.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 90, 68, 14, 47 and Assembly Concurrent Resolutions Nos. 11 and 9, and Assembly Joint Resolution No. 14 with the engrossed copies, find the same correctly engrossed, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 27, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 63, entitled "An Act for the preservation of wild game, and for the preservation of beaver and other within the State of Nevada, and to repeal all other Acts in relation thereto."

Also, Substitute for Assembly Bill No. 8, entitled "An Act to fund the bonded indebtedness of Esmeralda county, State of Nevada."

Also, Assembly Bill No. 18, entitled "An Act defining certain duties of County Assessors, County Commissioners, County Clerks, County Treasurers and *ex-officio* Tax Receivers

Yours very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 27, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body Senate Bill No. 64 for attestation of the amendment adopted by your honorable body.

Also, to present for the consideration of your honorable body Senate Bill No. 50, which this day passed the Senate : Yeas, 12 ; nays, 1.

Also, Senate Bill No. 69, which this day passed the Senate : Yeas, 13 ; nays, 1.

Also, Senate Bill No. 73, which passed the Senate February 25th : Yeas, 13 ; nays, none.

Also, Senate Bill No. 75, which this day passed the Senate : Yeas, 13 ; nays, none.

Also Senate Bill No. 79, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Joint Resolution No. 5, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Assembly Bill No. 40, which was amended in the Senate and passed as amended : Yeas, 13 ; nays, 1.

Also, Assembly Bill No. 77, which was amended in the Senate and passed as amended : Yeas, 10 ; nays, 3.

Also, Assembly Bill No. 94, which was amended in the Senate and passed as amended : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 105, which was this day passed by the Senate : Yeas, 13 ; nays, none.

Also, Senate Concurrent Resolution No. 15, relative to the attempted assassination of John W. Mackay, which was this day unanimously adopted.

And to return to your honorable body Assembly substitute for Assembly Bills Nos. 19 and 27, which was lost in the Senate : Yeas, 2 ; nays, 11.

Also, Senate Bill No. 51, and inform your honorable body that the Senate has this day refused to concur in the following amendments adopted by the Assembly, viz.: Amendments to sections 3, 6, 8, 10, 13, 26, 42 and 47, and have concurred in amendment to section 45 and additional section appropriating \$6,000 for State Laboratory.

L. P. DAVIS,

Assistant Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Hoppin moved that the House refuse to recede from its amendments to Senate Bill No. 51.

Carried.

Mr. Hoppin moved that a conference committee of three be appointed to meet a like committee from the Senate on Senate Bill No. 51.

Carried.

Mr. Pike moved that Senate Bill No. 64 be now taken up.

Carried.

Mr. Pike moved that a committee of one be appointed to amend Senate Bill No. 64.

Carried.

Mr. Pike appointed as committee and reported duty performed.

Mr. Locklin moved a reconsideration of the vote whereby Assembly Bill No. 116 was passed.

Lost.

The conference committee on Senate Bill No. 51 was appointed by the chair as follows: Messrs. Hoppin, Lernhart and Griffin.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Norcross :

Assembly Bill No. 122—An Act to amend an Act entitled an Act to amend an Act entitled "An Act to provide for the formation of corporations for certain purposes," approved March 10, 1865 ; approved March 18, 1891.

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

Mr. Harris moved the Chief Clerk be empowered to employ assistance for the Journal Clerk.

Carried.

Mr. Foster moved that the Committee on Enrollment be increased in number from three to seven.

By Mr. Reynolds :

Assembly Concurrent Resolution concerning the adjournment of the sixteenth session of the Nevada Legislature.

Resolved by the Assembly, the Senate concurring, That the sixteenth session of the Nevada Legislature do adjourn *sine die* on Saturday, March 4, 1893, at 12 p. m.

Mr. Hilp moved to lay the resolution upon the table.

Carried.

By Committee on Claims :

Assembly Bill No. 123—An Act for the relief of M. Cohn.

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

Senate Bill No. 50—An Act smending sections one, four an five of an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March 7, 1873 ; approved February 8, 1877.

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

Senate Bill No. 69—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved

March 20, 1865, as amended by Acts, approved March 6, 1869; approved February 28, 1881, approved March 2, 1885; approved March 12, 1885; approved March 14, 1891.

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

Speaker *pro tem.* in the chair.

Senate Bill No. 79—An Act authorizing Boards of County Commissioners to grant leave of absence to county officers.

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

Senate Joint Resolution No. 5—Relative to Indian Reservations.

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

Mr. Smith moved that Assembly Concurrent Resolution relative to J. W. Mackay be ordered engrossed and a copy thereof be forwarded to Mr. Mackay.

Carried.

Senate Bill No. 73—An Act to amend an Act entitled an Act to amend section four of an Act entitled "An Act fixing the salaries and defining the duties of certain county officers in Eureka county, and other matters relating thereto," approved March 7, 1889; approved March 19, 1891.

Read first time, rules suspended, read second time by title and referred to Eureka Delegation.

Senate Bill No. 75—An Act to incorporate the Grand Lodge of Benevolent Bachelor Brothers and their subordinate lodges in this State.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to the Bachelors of the House, with Mr. Harris appointed Chairman.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 67 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 81—Ordered placed at bottom of file.

Assembly Bill No. 80—An Act fixing the salaries of county officers in Eureka county, and consolidating certain offices therein.

Amendments of the Senate adopted by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Locklin, Logan, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Folsom, Lernhart, Manning and Melarkey—4.

Assembly Bill No. 113—An Act to incorporate the city of Reno.

Laid upon the table.

Assembly Bill No. 86—An Act supplementary to an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain other Acts relating thereto,” approved March 23, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Locklin, Logan, Massey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Folsom, Lernhart, Manning, Melarkey and Monahan—5.

Assembly Bill No. 104—An Act to empower Boards of County Commissioners to lease county roads and to fix and authorize the collection of toll thereon.

Mr. Smith moved the appointment of a committee of one to amend Assembly Bill No. 104.

Carried.

Mr. Smith appointed, and reported duty performed.

Bill ordered engrossed.

Mr. Harris moved Assembly Bill No. 92 be taken up out of order.

Carried.

Assembly Bill No. 92 was thereupon considered and found deficient in enacting clause.

Mr. Hamill moved the clerk be authorized to insert an enacting clause.

Carried.

Enacting clause inserted and bill ordered engrossed.

Assembly Joint and Concurrent Resolution No. 4, relative to annexation of the Hawaiian Islands.

Mr. Bell moved the resolution lie upon the table.

Lost.

Mr. Reynolds moved as an amendment the House do concur in Senate amendments.

Lost.

Assembly Bill No. 114—An Act to amend an Act entitled “An Act relating to elections,” approved March 12, 1873; approved February 18, 1889.

Considered engrossed, read third time.

Mr. Allen moved the appointment of a committee of one to amend the bill by inserting “eight hours constituting a day.”

Carried.

Mr. Allen appointed such committee, and reported duty performed.

Mr. Smith moved the appointment of a committee of one to further amend the bill by making the per diem \$5 instead of \$3.

Carried.

Mr. Massey moved the whole subject matter lie upon the table.

Carried.

On motion, the House took a recess until 2 p. m.

House took recess at 12:12 p. m.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Rolled called.

Quorum present.

The Chair appointed Messrs. Hilp, Hoppin, Locklin and Melarkey as additional members of the Enrolling Committee.

Mr. Locklin moved the House resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 120, and other matters that may have been referred thereto.

Carried.

House in Committee of the Whole, with Mr. Hamill in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported Assembly Bill No. 120 back to the House with the recommendation that it do pass.

Leave of absence was granted members of the conference committee on Senate Bill No. 51.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly Bill No. 117, respectfully report that they have had the same under consideration, and recommend that it do not pass.

W. H. A. PIKE, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bills Nos. 61, 85, 73 and 102 with the engrossed copies thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 118 under consideration, and beg leave to report on the same, with the recommendation that it be re-referred to the committee of the whole House.

Also, Senate Bill No. 63, and recommend that it do pass.

Also, Senate Bill No. 32, and report without recommendation.

J. T. WHEELER, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Speaker :

The Eureka delegation, to whom was referred Senate Bill No. 73, beg leave to report favorably on the same, with the recommendation that it do pass.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee, the Washoe, Humboldt and Churchill delegations, to whom was referred Senate Bill No. 71, respectfully report that they have had the same under consideration, and recommend that it do not pass.

W. H. A. PIKE, Chairman.

Mr. Pike (by consent) introduced Assembly Bill No. 124—An Act to prevent the spreading of contagious diseases, and to establish a State Board of Health.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Ways and Means.

Speaker *pro tem.* in the chair.

Mr. Bell moved the House proceed to the consideration of the constitutional amendments.

Carried.

Mr. Bell moved to dispense with the reading of the history of the amendments.

Carried.

Senate Concurrent Resolution No. 21 (of the fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 1 of Article II. of the Constitution of the State of Nevada so as to read as follows :

Section one. Every male citizen of the United States (not laboring under the disabilities named in this Constitution) of the age of twenty-one years and upwards, who shall have been such citizen for at least six months, and who shall have actually, and not constructively, resided in the State six months, and in the district or county thirty days next preceding any election, shall be entitled to vote for all officers that now or hereafter may be elected by the people and upon all questions submitted to the electors at such election ; *provided*, no person who has been or may be convicted of selling his vote or of purchasing the vote of another at any such election, and no person who has been or may be convicted of treason or felony in any State or Territory of the United States, unless restored to civil rights ; and no person who, after arriving at the age of eighteen years, shall have voluntarily borne arms against the United States ; and no idiot or insane person shall be entitled to the privilege of an elector.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Hamill, Harris, Hilp, Langan, Locklin, Logan, Massey, McCarthy, McNaughten, Pike, Reynolds, Russell, Smith, Thies, Wheeler and Mr. Speaker—21.

Absent—Messrs. Foulks, Griffin, Hoppin, Lernhart, Manning, Melarkey, Monahan, Norcross and Richards—9.

Resolution declared agreed to.

Mr. Boston moved a call of the House.

Carried.

Roll called.

Absent—Messrs. Folsom, Foulks, Manning, Melarkey, Norcross and Richards.

Messrs. Melarkey, Manning, Foulks and Norcross appeared at the bar of the House and, on motion, were each fined one dollar.

Mr. Richards appeared at the bar of the House and, on motion, was excused.

Moved that further proceedings under the call of the House be dispensed with.

Lost.

Mr. Folsom appeared at the bar of the House and, on motion, was fined one dollar.

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

Senate Concurrent Resolution No. 22 (of fifteenth session), relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 6 of Article IV. of the Constitution of the State of Nevada so as to read as follows:

Section six. Each house shall judge of the qualifications, elections, and returns of its own members, choose its own officers, determine the rules of its proceedings, and may punish its members for disorderly conduct, and with the concurrence of two-thirds of all the members elected expel a member.

Roll called, and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

NAYS—Mr. Manning.

Absent—Messrs. Foulks, Griffin and Monahan—3.

Resolution declared agreed to.

Senate Concurrent Resolution No. 23 (of the fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend Section 29 of Article IV. of the Constitution of the State of Nevada so as to read as follows :

Section twenty-nine. No regular session of the Legislature under this Constitution shall exceed forty days, nor any special session convened by the Governor, exceed twenty days.

Roll called, and resolution lost by the following vote :

YEAS—Messrs. Allen, Foulks, Hoppin, Pike, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—10.

NAYS—Messrs. Boston, Carah, Foster, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross and Smith—18.

Absent—Messrs. Folsom and Monahan—2.

Resolution declared not agreed to.

Senate Concurrent Resolution No 24 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 33 of Article IV. of the Constitution of the State of Nevada so as to read as follows:

Section thirty-three. The members of the Legislature shall receive

for their services a compensation to be fixed by law and paid out of the public treasury, but no increase of such compensation shall take effect during the term for which the members of either house shall have been elected; *provided*, that an appropriation may be made for the payment of such actual expenses as members of the Legislature may incur for postage, express charges, newspapers and stationery, not exceeding the sum of twenty dollars for any general or special session to each member; *and, furthermore provided*, that the Speaker of the Assembly and President of the Senate shall each, during the time of their actual attendance as such presiding officers, receive an additional allowance of two dollars per diem.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Foster and Monahan—2.

Resolution declared agreed to.

Senate Concurrent Resolution No. 25 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 35 of Article IV. of the Constitution of the State of Nevada so as to read as follows :

Section thirty-five. Every bill which may have passed the Legislature shall, before it becomes a law, be presented to the Governor. If he approve it he shall sign it, but if not, he shall return it with his objections to the house in which it originated, which house shall cause such objections to be entered upon its Journal and proceed to reconsider it. If after such reconsideration it again pass both houses by yeas and nays, by a vote of two-thirds of the members elected to each house, it shall become a law, notwithstanding the Governor's objections. If any bill shall not be returned within five days after it shall have been presented to him (Sundays excepted), exclusive of the day on which he received it, the same shall be a law in like manner as if he had signed it, unless the Legislature, by its final adjournment, prevent such return, in which case it shall be a law, unless the Governor, within ten days next after the adjournment (Sundays excepted), shall file such bill, with his objections thereto, in the office of the Attorney General, as *ex-officio* Secretary of State, who shall lay the same before the Legislature at its next session in like manner as if it had been returned by the Governor, and if the same shall receive the vote of two-thirds of the members elected to each branch of the Legislature, upon a vote taken by yeas and nays to be entered upon the Journals of each house, it shall become a law.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Monahan.

Resolution declared agreed to.

Senate Concurrent Resolution No. 26 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 4 of Article V. of the Constitution of the State of Nevada so as to read as follows:

Section four. The returns of every election for Governor and other State officers, voted for at the general election, shall be sealed up and transmitted to the seat of government, directed to the Attorney General as *ex-officio* Secretary of State, and on the third Monday of December, succeeding such election, the Chief Justice of the Supreme Court and two of the District Judges, to be selected by the Chief Justice, or a majority thereof, shall meet at the office of the Attorney General, as *ex-officio* Secretary of State, and open and canvass the election returns for Governor, and all other State officers, and forthwith declare the result and publish the names of the persons elected. The persons having the highest number of votes for the respective offices shall be declared elected, but in case any two or more have an equal, and the highest number of votes for the same office, the Legislature shall, by joint vote of both houses, elect one of said persons to fill said office.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Monahan.

Resolution agreed to.

Senate Concurrent Resolution No. 33 (of the fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 21 of Article V. of the Constitution of the State of Nevada so as to read as follows:

Section twenty-one. The Governor, Attorney General, and State Treasurer shall constitute a Board of State Prison Commissioners, which Board shall have such supervision of all matters connected with the State Prison as may be provided by law. They shall also constitute a Board of Examiners, with power to examine all claims against the State (except salaries or compensation of officers fixed by law) and perform such other duties as may be prescribed by law, and no claim against the State (except salaries or compensation of officers fixed by law) shall be passed upon by the Legislature without having been considered and acted upon by said Board of Examiners.

Roll called, resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Monahan.

Resolution declared agreed to.

Mr. Hamill moved to take up Senate messages out of order. Lost.

Senate Concurrent Resolution No. 27 (of the fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 14 of Article V. of the Constitution of the State of Nevada so as to read as follows:

Section fourteen. The Governor, Chief Justice of the Supreme Court, Attorney General, or a major part of them, of whom the Governor shall be one, may, upon such conditions and with such limitations and restrictions as they may think proper, remit fines and forfeitures, commute punishments and grant pardons after convictions in all cases except treason and impeachments, subject to such regulations as may be provided by law relative to the manner of applying for pardons.

Roll called and resolution agreed to by the following vote:

YEAS—Messrs. Allen, Boston, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Carah, Folsom and Monahan—3.

Resolution declared agreed to.

Senate Concurrent Resolution No. 28 (of the fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 16 of Article V. of the Constitution of the State of Nevada so as to read as follows:

Section sixteen. All grants and commissions shall be in the name and by the authority of the State of Nevada, sealed with the Great Seal of the State, signed by the Governor, and countersigned by the Attorney General as *ex-officio* Secretary of State.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Folsom, Manning and Monahan—3.

Resolution declared agreed to.

Senate Concurrent Resolution No. 29 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 17 of Article V. of the Constitution of the State of Nevada by entirely repealing and striking out the same. This amendment shall not shorten the term nor affect the tenure of office of the present incumbent of the office of Lieutenant Governor.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Massey, Me-

larkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Folsom, Manning and Monahan—3.

Resolution declared agreed to.

Senate Concurrent Resolution No. 31 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 19 of Article V. of the Constitution of the State of Nevada so as to read as follows:

Section nineteen. An Attorney General, who shall be *ex-officio* Secretary of State, a Treasurer and a Controller, who shall be *ex-officio* Surveyor General and Land Register, shall be elected at the same time and places and in the same manner as the Governor. The term of office of each shall be the same as is prescribed for the Governor. Any elector shall be eligible to either of said offices.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Hamill, Manning and Monahan—3.

Resolution declared agreed to.

Senate Concurrent Resolution No. 30 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 18 of Article V. of the Constitution of the State of Nevada so as to read as follows:

Section eighteen. In case of the impeachment of the Governor or his removal from office, death, inability to discharge the duties of said office, resignation, or absence from the State, the powers, duties, and emoluments of the office shall devolve upon the President of the Senate for the residue of the term, or until the disability shall cease, and in case of the impeachment of the President of the Senate while acting as Governor, or his removal from office, death, inability to discharge the duties of said office, resignation, or absence from the State, the powers, duties, and emoluments of the office shall devolve upon the Speaker of the Assembly for the residue of the term, or until the disability shall cease; but when the Governor shall, with the consent of the Legislature, be out of the State in time of war, and at the head of any military force thereof, he shall continue Commander-in-Chief of the military forces of the State.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Hamill, Monahan and Reynolds—3.

Resolution declared agreed to.

Senate Concurrent Resolution No. 32 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 20 of Article V. of the Constitution of the State of Nevada so as to read as follows :

Section twenty. The Attorney General, as *ex-officio* Secretary of State, shall keep a true record of the official acts of the Legislative and Executive departments of the government, and shall, when required, lay the same, and all matters relative thereto, before either branch of the Legislature.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Monahan and Reynolds—2.

Resolution declared agreed to.

Senate Concurrent Resolution No. 34 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 22 of Article V. of the Constitution of the State of Nevada so as to read as follows :

Section twenty-two. The Attorney General, State Treasurer, State Controller, and Superintendent of Public Instruction shall perform such other duties as may be prescribed by law.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Monahan.

Resolution declared agreed to.

Mr. Hamill moved to take up Senate message out of order.

Carried. .

SENATE MESSAGE.

SENATE CHAMBER,
CARSON CITY, February 28, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Joint Resolution No. 4, which this day passed the Senate : Yeas, 11 ; nays, 4.

L. P. DAVIS,
Assistant Secretary of the Senate.

Mr. Massey moved that Senate Joint Resolution No. 4 be taken up out of order and read.

Carried.

Senate Joint Resolution No. 4, relative to the indebtedness of the Central Pacific Railroad Company to the United States of America.

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

Mr. Boston moved the House take a recess until 7 p. m.

Lost.

Mr. Speaker in the chair.

Assembly Bill No. 101—An Act to amend an Act entitled “An Act to amend an Act to provide for the formation of corporations for certain purposes,” approved March 10, 1865 ; approved March 18, 1891.

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

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Monahan and Pike—2.

On motion of Mr. Griffin, Assembly Bill No. 40 was taken up out of order and made special order for 2 p. m. to-morrow.

Assembly Bill No. 115—Ordered engrossed.

Senate Bill No. 65—An Act to grant leave of absence to Frank R. Brotherton, County Clerk of Nye county.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Monahan and Pike—2.

Assembly Bill No. 83—An Act to authorize the School Trustees of School District No. 1, in Ormsby county, to issue bonds for school purposes.

Senate amendments concurred in by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Hilp, Monahan and Pike—3.

Assembly Bill No. 88—An Act for the better protection of the estates of deceased persons.

Read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Monahan and Pike—2.

Not voting—Mr. Allen.

Assembly Bill No. 95—An Act entitled “An Act relative to the sale of wood, and matters connected therewith.”

Read third time.

On motion, Mr. Smith was appointed a committee of one to number section 3.

Mr. Smith performed the duty assigned him.

Roll called, and bill lost by the following vote :

YEAS—Messrs. Carah, Foulks, Griffin, Hoppin, Langan, Lernhart, Locklin, Manning, Melarkey, McCarthy, Norcross, Pike, Richards and Smith—14.

NAYS—Messrs. Allen, Boston, Foster, Folsom, Hamill, Harris, Hilp, Logan, McNaughten, Reynolds, Russell, Thies, Wheeler and Mr. Speaker—14.

Absent—Messrs. Massey and Monahan—2.

Mr. Griffin moved to take recess until 7 p. m.

Lost.

Mr. Smith moved to adjourn.

Carried.

House adjourned at 4:43 p. m.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

FORTY-FIFTH DAY.

CARSON CITY (Wednesday), March 1, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Manning granted leave of absence.

Messrs. Monahan, Locklin, Langan and Carah, of Storey county delegation, granted leave of absence.

Mr. Logan granted leave of absence.

Prayer by the chaplain, Rev. Henry Pearce.

Journal of yesterday read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Corporations have had Senate Joint Resolution No. 4 under consideration, and beg leave to report favorably on the same with the recommendation that it do pass.

R. P. HAMILL, Chairman.

Committee on Conference on Senate Bill No. 51 made oral report of not having been able to agree on report.

Mr. McNaughten moved the appointment of a free conference committee on Senate Bill No. 51, to consist of three members.

Mr. Allen moved to lay the subject matter temporarily upon the table.

Carried.

The Eureka delegation asked leave to withdraw their report on Senate Bill No. 73, and to submit the following report :

Leave granted.

Mr. Speaker :

Your special committee, consisting of the Eureka county delegation, to whom was referred Senate Bill No. 73, report favorably on the same, with the recommendation that it do pass with this amendment: Amend by striking out in section 4, line 3, and after the word "month," of printed bill, the following: "Also one janitor for the courthouse at a salary of seventy-five dollars per month."

J. T. WHEELER,
M. G. FOSTER.

REPORTS OF SPECIAL COMMITTEE.

Mr. Speaker :

Your committee of Ormsby, Douglas and Lyon county delegations have had Senate Bill No. 49 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

H. HARRIS,

For and in behalf of Douglas county.

S. G. BOSTON,

D. W. MELARKEY,

In behalf of Lyon county.

Mr. Speaker :

Your select committee, consisting of the delegations from Douglas, Lyon and Ormsby counties have had Senate Bill No. 49 under consideration, and the undersigned members of that committee beg leave to report favorably on the same, with the recommendation that it do pass, with the following amendments attached to section 4 of the bill: "Provided, that the vote of each county shall be certified separately by the Secretary of State, and if it appears that a majority of the electors in either county, hereinbefore mentioned, shall vote against consolidation, said counties shall not be bound by the vote in any other county on said question."

F. G. FOLSOM,

E. M. REYNOLDS,

H. R. LOGAN.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, February 28, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State, Assembly Joint Resolution No. 14, relative to Nevada State Legislature declining with thanks an invitation of Colorado Legislature to visit the State of Colorado.

Also, Assembly Concurrent Resolution No. 11, relative to even numbered sections of land in Humboldt River Valley being granted by the United States Government to the State for reclamation purposes.

I have also delivered Assembly Concurrent Resolution No. 9, relative to the amending of the Constitution of the State of Nevada, to the Secretary of State.

I have also approved Assembly Bill No. 14, entitled "An Act to appro-

priate and pay money to Esmeralda county on account of the special election of February 11, 1889."

Also, Assembly Bill No. 47, entitled "An Act to amend section three (3) of an Act entitled an Act to amend sections three, five and thirteen 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; further amended March 11, 1889, and further amended March 21, 1891.

Also, Assembly Bill No. 68, entitled "An Act to authorize the School Trustees of School District No. 1, in the county of Elko, town of Elko, State of Nevada, to issue bonds for the purpose of providing additional school buildings for said school district."

Also, Assembly Bill No. 90, entitled "An Act to amend sections 217 and 227 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.

Respectfully,

R. K. COLCORD, Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, February 28, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 74, which this day passed the Senate : Yeas, 11 ; nays, 2.

Also, Senate Bill No. 76, which this day passed the Senate : Yeas, 12 ; nays, none.

Also, Assembly Bill No. 41, which was amended in Senate and passed as amended : Yeas, 15 ; nays, none.

Also, substitute for Assembly Bill No. 57, which was amended in Senate and passed as amended : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 66, which was amended in Senate and passed as amended : Yeas, 15 ; nays, none.

L. P. DAVIS,
Assistant Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, March 1, 1893. }

To the Honorable the Assembly :

I have the honor herewith to inform your honorable body that Messrs. Boyle, Williams and Foley have been appointed a committee of free conference on the part of the Senate to confer with a like committee on the part of the Assembly, in relation to Senate Bill No. 51 (the appropriation bill).

L. P. DAVIS,
Assistant Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

By Mr. Harris :

Resolved, That we meet this evening for the purpose of considering the resolutions on constitutional amendments.

Resolution read and adopted.

Mr. Hamill moved to take up Senate Joint Resolution No. 4, relative

to the indebtedness of the Central Pacific Railroad Company to the United States of America.

Senate Joint Resolution No. 4—Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Harris and Reynolds—2.

Absent—Messrs. Carah, Langan, Manning, McNaughten and Monahan—5.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Folsom (without previous notice):

Assembly Bill No. 125—An Act to amend section 3 of an Act entitled “An Act to regulate the compensation of officers in the county of Ormsby and to fix the fees which may be charged by them,” approved March 5, 1887.

Read first time, rules suspended, read second time by title and referred to the Ormsby county delegation.

By Mr. McNaughten (without previous notice):

Assembly Bill No. 126—An Act to provide for the purchase of settees to be placed in the Capitol square at Carson City, Nevada.

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

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 47—An Act authorizing the Board of County Commissioners of the several counties of this State to grant aid to any District Agricultural Association within their respective counties or within any Agricultural District of which said county or counties may be a part.

Read third time and passed by the following vote :

YEAS—Messrs. Boston, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Melarkey, McCarthy, Norcross, Pike, Reynolds, Richards, Smith, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Massey, McNaughten, Russell and Thies—4.

Absent—Messrs. Allen, Carah, Langan, Manning and Monahan—5.

Senate Bill No. 72—An Act to amend section 7 of an Act entitled “An Act to consolidate certain county offices in and for the county of Ormsby, State of Nevada, fix their compensation and the compensation of other county officers of said county,” approved March 5, 1891.

Read third time and passed by the following vote :

YEAS—Boston, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

Absent—Messrs. Allen, Carah, Langan, Manning, Melarkey and Monahan—6.

Not voting—Mr. Harris.

Assembly Bill No. 103—An Act to provide for a written and printed

description of the resources of the State of Nevada for the purpose of properly advertising the natural advantages of the State at the World's Fair in Chicago and throughout the United States and Europe.

Considered engrossed and referred to the Committee of the Whole.

Assembly Bill No. 56—Referred to Committee of the Whole.

Mr. Russell moved to make the bill special order for 3 P. M.

Carried.

Senate Bill No. 53—An Act to amend section 1 of an Act entitled "An Act to require District Attorneys to make certain reports to the Attorney General," approved March 1, 1889.

Read third time.

Mr. Pike moved the appointment of a committee of one to amend the bill by striking out the word "said" and inserting the words "the Judge presiding at the trial."

Mr. Massey moved to take a recess until 2 P. M.

Carried.

House took recess at 12:18 P. M.

HOUSE IN SESSION

At 2 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Massey moved to postpone special order and take up Senate messages.

Carried.

SENATE MESSAGE.

SENATE CHAMBER,
CARSON CITY, March 1, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 78, which this day passed the Senate: Yeas, 8; nays, 4.

L. P. DAVIS,

Assistant Secretary of the Senate.

Mr. Massey moved that the Chair appoint a free conference committee to consist of three members.

Carried.

Chair appointed Messrs. McNaughten, Griffin and Hoppin.

SPECIAL ORDER.

Assembly Bill No. 40—An Act amending section 7 of An Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State government of Nevada," approved February 21, 1881.

Amendment adopted by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melurkey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell, Thies, Wheeler and Mr. Speaker—23.

NAYS—Messrs. Folsom, Reynolds and Smith—3.

Absent—Messrs. Carah, Langan, Manning and Monahan—4.

Moved by Mr. Hamill that the House take up the special order set for 3 o'clock.

Carried.

Mr. Folsom moved the House resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 56, and other matters referred thereto.

Carried.

House in Committee of the Whole, with Mr. Massey in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

The Committee of the whole House having considered Assembly Bill No. 56, report the same back to the House, that said bill as amended do pass; also, that said committee have had under consideration Assembly Bill No. 103, and report progress on same and ask leave to sit again.

Assembly Bill No. 56—Ordered engrossed.

Mr. McCarthy moved that a committee of three be appointed by the Chair to consult with the State Printer, relative to the cost of printing 50,000 copies of pamphlet contemplated in Assembly Bill No. 103, and report the same to the House.

Carried.

Messrs. McCarthy, Foster and Boston appointed as such committee.

Senate Bill No. 53—Laid upon the table.

Senate Bill No. 56—An Act to repeal an Act entitled "An Act to regulate the business of assaying within the State of Nevada," approved February 13, 1867.

Read third time and passed by the following vote:

YEAS—Messrs. Boston, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Logan, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Mr. Locklin.

Absent—Messrs. Allen, Carah, Langan, Manning and Monahan—5.

Report of Committee on Engrossment:

Mr. Speaker:

Your Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 79 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Assembly Bill No. 110—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in courts of justice in this State, and to repeal all other Acts in relation thereto," approved March 8, 1869.

Considered engrossed, read third time and passed by the following vote:

YEAS—Messrs. Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, Mc-

Naughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Mr. Boston.

Absent—Messrs. Allen, Carah, Langan, Manning and Monahan—5.

Assembly Bill No. 60—An Act to repeal an Act entitled “An Act requiring the Board of Examiners to annul certain contracts between the State of Nevada and John Mullen.”

Read third time.

Mr. Folsom moved a call of the House.

Carried.

Mr. Massey moved further proceedings under the call be dispensed with.

Carried.

Mr. Reynolds moved to take recess until 7 p. m.

Carried.

House took recess at 4:40 p. m.

HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Hilp moved that the House go into Committee of the Whole for the consideration of proposed constitutional amendments. Carried.

House in Committee of the Whole, with Mr. Hilp in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

Mr. Speaker :

Your committee have had under consideration constitutional amendments Nos. 44, 47, 45, 35, 36, 37 and 38, and report the same back to the House, with the recommendation that they be agreed to.

Mr. Hamill moved that the House do now adjourn.

Lost.

Assembly Bill No. 60 (having been read third time).

Roll called and bill lost by the following vote :

YEAS—Messrs. Folsom, Hamill, Locklin, Logan, Massey, McNaughten, Norcross, Reynolds, Richards, Smith and Mr. Speaker—11.

NAYS—Messrs. Allen, Boston, Foster, Foulks, Griffin, Harris, Hilp, Hoppin, Melarkey, McCarthy, Pike, Russell, Thies and Wheeler—14.

Absent—Messrs. Carah, Langan, Lernhart, Manning and Monahan—5.

On motion of Mr. McCarthy, Mr. Wheeler granted leave of absence.

On motion, House adjourned at 9:14 p. m.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

FORTY-SIXTH DAY.

CARSON CITY (Thursday), March 2, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Messrs. Allen and Monahan absent.

Prayer by the chaplain, Rev. Henry Pearce.

Mr. Pike moved reading of the journal be dispensed with.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 83, 80, 105 and 40 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 111 and Senate Bill No. 96 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

W. A. MASSEY, Chairman.

Mr. Speaker :

Your Committee of Bachelors have had Senate Bill No. 75 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. HARRIS, Chairman.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Assembly Bill No. 124 and Senate Bill No. 79, respectfully report they have had the same under consideration and report favorably, with the recommendation that they do pass.

W. H. A. PIKE, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Senate Bill No. 30 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 92 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

REPORT OF FREE CONFERENCE COMMITTEE.

Mr. Speaker :

Your Committee of Free Conference beg leave to report that they have met a like committee from the Senate and agreed on an appropriation of \$3,600 for the salary of each deputy State officer for the years 1893 and 1894.

S. L. McNAUGHTEN, Chairman.

REPORT OF STATE PRINTING COMMITTEE.

Mr. McCarthy made a verbal report, and presented the following communication from the State Printer:

CARSON CITY, March 2, 1893.

To Assembly Printing Committee :

GENTLEMEN—In compliance with your request for the cost of printing 50,000 pamphlets for distribution at the World's Fair, I find that the required number of pamphlets, of about one hundred pages, will cost \$5,200, and on account of a lack of press facilities will take nearly three months to complete the work.

Should the Legislature conclude to have the work performed in this office, provision should be made to have all copy furnished not later than May 1st.

Respectfully,

J. E. ECKLEY,
Superintendent of Printing.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 1, 1893. }

To the Honorable the Assembly :

I have the honor herewith to transmit to your honorable body Assembly Bill No. 39, which was this day amended in the Senate and passed as amended : Yeas, 11 ; nays, 1.

Also, Assembly Bill No. 84, which was this day amended in the Senate and passed as amended : Yeas, 13 ; nays, none.

Also, Assembly Bill No. 93, which this day passed the Senate : Yeas, 13 ; nays, 1.

Also, to return to your honorable body Assembly Bill No. 75, which was lost in the Senate : Yeas, none ; nays, 13.

Also, to return to your honorable body Assembly Joint and Concurrent Resolution No. 4, the Senate refusing to recede from its amendment thereto, and have appointed Messrs. Patchen and LaGrave as a conference committee on the part of the Senate to confer with a like committee on the part of your honorable body.

L. P. DAVIS,
Assistant Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Locklin moved to place at top of file Assembly Bill No. 120.
Carried.

Mr. Hamill moved to place Senate Bill No. 75 at top of the file.
Carried.

By Mr. Hoppin :

Resolved, That after Friday, March 3, the Assembly refuse to allow the introduction of any more bills.

Mr. Folsom moved to lay the resolution on the table. Carried.

Mr. Pike moved that Assembly Bill No. 124 be made special order for 2 P. M. to-day.
Carried.

INTRODUCTION AND FIRST READING OF BILLS.

By Mr. Folsom :

Assembly Bill No. 127—An Act to amend an Act entitled “An Act to provide for the organization and maintenance of historic, scientific and other literary societies,” approved March 20, 1865.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Corporations.

Senate Bill No. 74—An Act to amend an Act entitled an Act amendatory of and supplementary to an Act entitled “An Act to provide for the preservation of fish in the waters of this State,” approved March 5, 1877, and to repeal section 9 of said Act, approved March 19, 1891.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Ways and Means.

Senate Bill No. 76—An Act to amend an Act entitled “An Act to provide for the election of School Trustees, and matters properly connected therewith.”

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Education.

Senate Bill No. 78—An Act authorizing and directing the sale and removal of certain stone walls known as the State Prison walls, near Reno, Nevada, and annexing the tract of land upon which they stand to the State Insane Asylum farm.

Rules suspended, reading had considered first reading, rules further suspended, and bill read second time by title.

Mr. Boston moved to refer the bill to Committee on State Prison and Insane Asylum.

Mr. Hoppin moved as an amendment that the bill be referred to Committee on Ways and Means.

Mr. Folsom moved to amend the amendment by referring the bill to the Committee on State Institutions.

Mr. McNaughten offered substitute motion, to refer to Committee of the Whole.

Mr. Massey moved to lay the bill and all motions relative thereto on the table.

Mr. Massey's motion prevailed, and the whole subject matter was ordered laid on the table.

Assembly Bill No. 84—An Act to amend section 13 of an Act entitled “An Act concerning the Secretary of State.”

Senate amendments concurred in by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hoppin, Langan, Lernhart, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Folsom, Hilp, Locklin, Logan and Monahan—5.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 75—An Act to amend an Act entitled an Act supplemental to an Act entitled “An Act to provide for the maintenance and supervision of public schools,” approved March 20, 1865; approved March 8, 1867; approved March 5, 1869; approved March 7, 1873; approved March 5, 1877; approved February 24, 1879; approved February 28, 1881; approved March 12, 1885; approved March 14, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melakey, McCarthy, McNaughten, Norcross, Richards, Smith, Thies, Wheeler and Mr. Speaker—25.

NAYS—Messrs. Foulks, Pike, Reynolds and Russell—4.

Absent—Mr. Monahan.

Assembly Bill No. 120—An Act relating to military encampments.

Considered engrossed and read third time.

Mr. Pike moved to amend by striking out section three and inserting in lieu thereof a new section, as follows :

“The site for said encampment shall be at the Nevada State Fair grounds.”

Amendment rejected.

Roll called and bill passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Griffin, Hamill, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, Norcross, Reynolds, Richards, Smith and Wheeler—19.

NAYS—Messrs. Foulks, Harris, Hoppin, Massey, McNaughten, Pike, Thies and Mr. Speaker—8.

Absent—Messrs. Boston, Monahan and Russell—3.

Mr. Allen moved that the House resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 103.

Carried.

House in Committee of the Whole, with Mr. McCarthy in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Committee of the Whole reported Assembly Bill No. 103 without recommendation.

Mr. Allen moved to lay the bill upon the table.

Carried.

Assembly Bill No. 64—An Act to provide for the completion of the walk around the Capitol grounds in Carson City.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, McCarthy, McNaughten, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Foulks, Melarkey, Monahan and Norcross—4.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that

they have carefully compared Assembly Bills Nos. 104 and 115 with the engrossed copies thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Senate Bill No. 61—An Act for the relief of Cagwin & Noteware.
Read third time and ordered placed at the bottom of the file.

Assembly Bill No. 73—An Act supplemental to an Act entitled "An Act to further provide for the commitment of insane persons to the Insane Asylum," approved February 21, 1889.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, McCarthy, McNaughten, Norcross, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Boston, Melarkey and Pike—3.

Absent—Messrs. Massey, Monahan and Russell—3.

Assembly Bill No. 102—An Act to prohibit the carrying of concealed weapons within the limits of the cities and towns of the State of Nevada.

Read third time.

Mr. Reynolds moved a committee of one be appointed to amend bill.

Carried.

Mr. Reynolds appointed and reported duty performed.

Roll called and bill passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—Mr. Boston—1.

Absent—Messrs. Griffin and Monahan—2.

Mr. McCarthy moved to take recess until 2 p. m.

Carried.

House took recess at 12 m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Special order.

Assembly Bill No. 124—An Act to prevent the spreading of contagious diseases and to establish a State Board of Health.

Considered engrossed.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Monahan.

Mr. Smith moved to take up Assembly Bill No. 104.

Carried.

Assembly Bill No. 104—An Act to empower Boards of County Com-

missioners to lease county roads and to fix and authorize the collection of tolls thereon.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Boston and Monahan—2.

Mr. Reynolds moved that Senate Bill No. 61, Assembly Bill No. 92 and Assembly Bill No. 79 be now taken up.

Carried.

Senate Bill No. 61—An Act for the relief of Cagwin & Noteware.

Roll called and bill passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Monahan.

Assembly Bill No. 92—An Act to amend an Act entitled “An Act in relation to levying and assessing taxes for State and county purposes,” approved March 19, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—Messrs. Pike and Russell—2.

Absent—Mr. Monahan.

Assembly Bili No. 79—An Act to authorize the County Commissioners of Washoe county to issue bonds for the purpose of paying the outstanding indebtedness of the General Road Fund of said county and of improving the roads therein, and to provide a fund for the payment of said bonds.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Folsom, Hamill and Monahan—3.

Mr. Foster moved that Senate Bill No. 73 and Senate Bill No. 49 be taken up out of order.

Carried.

Senate Bill No. 73—An Act supplemental to an Act entitled “An Act to provide for the commitment of insane persons to the Insane Asylum,” approved February 21, 1889.

Amendment adopted, bill read third time and passed by the following vote :

YEAS—MESSRS. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning,

Massey, Melarkey, McCarthy, McNaughten, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Harris, Monahan and Norcross—3.

Senate Bill No. 49—An Act authorizing and directing the question of consolidating Ormsby, Lyon and Douglas counties, Nevada, to be submitted to the voters of said counties at the general election to be held A. D. 1894.

The amendment offered by select committee was lost.

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

Lost.

Mr. Harris moved to indefinitely postpone Senate Bill No. 49.

Yeas and nays called for by Messrs. Boston, Norcross and Griffin, and the bill was indefinitely postponed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Manning, Massey, Melarkey, McCarthy, Norcross, Pike, Richards and Wheeler—20.

NAYS—Messrs. Folsom, Hoppin, Logan, McNaughten, Reynolds, Russell, Smith, Thies and Mr. Speaker—9.

Absent—Mr. Monahan.

Mr. Hamill moved to take up the constitutional amendments that had been considered in Committee of the Whole.

Carried.

Mr. Massey moved that the reading of the history of the amendments be dispensed with.

Carried.

Senate Concurrent Resolution No. 44 (of the fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend Section 2 of Article VI. of the Constitution of the State of Nevada so as to read as follows :

Section two. The Supreme Court shall consist of a Chief Justice and the Judges of the District Court, or courts, as hereinafter provided. The Chief Justice and one District Judge shall constitute a quorum. At each term of court two or more District Judges, selected by the Chief Justice, shall sit with him during the trial of causes, but no District Judge shall sit at the trial of a cause tried by himself in the District Court. The concurrence of a majority of the members of the court, sitting in any cause, shall be necessary to render a decision. The decisions of the court shall be in writing, and prepared by the Chief Justice, unless he disagree with the views of the majority of the members of the court sitting in the cause, in which case the majority of such Judges shall determine by lot which of their number shall prepare the decision, and all decisions shall be signed by the Judges hearing the cause and concurring therein. The Justices of the Supreme Court in office at the time of the ratification of this amendment by the people shall continue in office and have the same rights and privileges, and perform the same duties, as are now provided by the Constitution and laws, until the expiration of their respective terms, and when the term of office of any of said Justices expires from any cause his place shall be filled by selection by the Chief Justice as above provided. The District Judges shall not

act as Justices of the Supreme Court, except as above provided, until the expiration from any cause of the respective terms of two of the Justices of the Supreme Court in office at the time of the ratification of this amendment.

Roll called, and amendment agreed to by the following vote :

YEAS—Messrs. Carah, Foulks, Griffin, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Mr. Foster.

Absent—Messrs. Allen, Boston, Folsom, Hamill and Monahan—5.
Resolution declared agreed to.

Senate Concurrent Resolution No. 47 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 15 of Article VI. of the Constitution of the State of Nevada so as to read as follows :

Section fifteen. The Chief Justice of the Supreme Court and the District Judges shall each receive quarterly, for their services, a compensation to be fixed by law, and which shall not be increased or diminished during the term for which they shall have been elected, unless in case a vacancy occurs, in which case the successor of the former incumbent shall receive only such salary as may be provided by law at the time of his election or appointment; and provision shall be made by law for setting apart from each year's revenue a sufficient amount of money to pay such compensation; *provided*, that District Judges shall be paid out of the county treasuries of the counties composing their respective districts.

Roll called and amendment agreed to by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Allen, Folsom, Monahan and Smith—4.
Resolution declared agreed to.

Senate Concurrent Resolution No. 45 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 3 of Article VI. of the Constitution of the State of Nevada so as to read as follows :

Section three. A Chief Justice of the Supreme Court shall be elected at the general election in the year A. D. eighteen hundred and ninety-eight, and at the general election every six years thereafter, and shall hold office for the term of six years from the first Monday of January next succeeding his election. Prior to the year A. D. eighteen hundred and ninety-nine, the senior Justice of the Supreme Court in commission shall be Chief Justice.

Roll called and amendment agreed to by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris,

Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Allen, Hamill, Monahan and Pike—4.

Resolution declared agreed to.

Senate Concurrent Resolution No. 35 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 1 of Article VII. of the Constitution of the State of Nevada so as to read as follows :

Section one. The Assembly shall have the sole power of impeaching. The concurrence of a majority of all the members elected shall be necessary to an impeachment. All impeachments shall be tried by the Senate, and when sitting for that purpose the Senators shall be upon oath or affirmation to do justice according to law and evidence. The Chief Justice of the Supreme Court shall preside over the Senate while sitting to try the Governor, or either the President of the Senate or Speaker of the Assembly while acting as Governor, upon impeachment. No person shall be convicted without the concurrence of two-thirds of the Senators elected.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Griffin, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Allen, Foulks, Hamill and Monahan—4.

Resolution declared agreed to.

Senate Concurrent Resolution No. 36 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 3 of Article VII. of the Constitution of the State of Nevada so as to read as follows :

Section three. For any reasonable cause, to be entered on the Journals of each House, which may or may not be sufficient grounds for impeachment, the Chief Justice of the Supreme Court and Judges of the District Court or Courts, shall be removed from office on the vote of two-thirds of the members elected to each branch of the Legislature, and the Justice or Judge complained of shall be served with a copy of the complaint against him, and shall have an opportunity of being heard in person or by counsel in his defense ; *provided*, that no member of either branch of the Legislature shall be eligible to fill the vacancy occasioned by such removal.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Harris, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Allen, Griffin, Hamill and Monahan—4.

Resolution declared agreed to.

Senate Concurrent Resolution No. 37 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 10 of Article VIII. of the Constitution of the State of Nevada so as to read as follows :

Section ten. No county, city, town or other municipal corporation shall become a stockholder in any joint stock company, corporation or association whatever, or loan its credit in aid of any such company, corporation or association, except railroad corporations, companies or associations ; *provided*, that nothing herein contained shall prevent the formation of water districts in this State and the issuance of bonds of such water districts in aid of water storage and irrigation of the arid lands of such districts ; *and, provided further*, that no such investment shall be made, nor credit loaned, nor bonds issued, unless authorized by a petition of a majority of the duly qualified electors representing more than two-thirds of the taxable property of the county or district to be affected.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Langan, Lernhart, Logan, Manning, Massey, Norcross, Richards, Thies, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Locklin, Melarkey, McCarthy, McNaughten, Pike, Reynolds, Russell and Smith—8.

Absent—Mr. Monahan.

Resolution declared agreed to.

Mr. Hamill in the chair.

Senate Concurrent Resolution—Read third time.

Mr. Russell moved a call of the House.

Carried.

Roll called.

Absent—Messrs. Allen, Foster, Hilp, Lernhart and McCarthy.

Mr. Smith moved that the Sergeant-at-Arms be instructed to bring the absentees to the bar of the House.

Carried.

The Sergeant-at-Arms presented Messrs. Allen, Hilp and Lernhart at the bar of the House, who were fined one dollar.

Mr. Massey moved that further proceedings under the call of the House be dispensed with.

Carried.

Senate Concurrent Resolution No. 38 (of the fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend Section 3 of Article IX. of the Constitution of the State of Nevada so as to read as follows :

Section three. For the purpose of enabling the State to transact its business upon a cash basis, the State may contract public debts; but such debts shall never in the aggregate, exclusive of interest, exceed the sum of one million dollars, except for the purpose of defraying extraordinary

expenses as hereinafter mentioned. Every such debt shall be authorized by law for some purpose or purposes to be distinctly specified therein, and every such law shall provide for levying an annual tax sufficient to pay the interest semi-annually, and the principal within forty years from the passage of such law, and shall specially appropriate the proceeds of said taxes to the payment of said principal and interest, and such appropriation shall not be repealed, nor the taxes postponed or diminished until the principal and interest of said debt shall have been wholly paid. Every contract of indebtedness entered into or assumed by or on behalf of the State, when all of its debts and liabilities amount to said sum before mentioned, shall be void and of no effect, except in cases of money borrowed to repel invasion, suppress insurrection, defend the State in time of war, or if hostilities be threatened, provide for the public defense.

Roll called, and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Norcross, Richards, Smith, Thies and Mr. Speaker—19.

NAYS—Messrs. Foster, Hoppin, Melarkey, McNaughten, Pike, Reynolds, Russell and Wheeler—8.

Absent—Messrs. Langan, McCarthy and Monahan—3.

Resolution declared agreed to.

Mr. Bell moved that the House take a recess until 7 P. M.

Carried.

House recessed at 5 P. M.

HOUSE IN SESSION

At 7 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Folsom moved a call of the House.

Carried.

Absentees—Messrs. Boston, Carah, Logan, Thies, Locklin and Monahan.

Mr. Allen moved that further proceedings under the call of the House be dispensed with.

Carried.

Mr. Allen moved the House resolve itself into Committee of the Whole for the consideration of constitutional amendments.

Carried.

House in Committee of the Whole with Mr. Russell in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

Mr. Speaker :

Your Committee of the Whole have had under consideration Senate Concurrent Resolutions Nos. 51, 41, 46, 39 and 43, and report the same back to the House without recommendation.

Also, Assembly Bill No. 123, and recommend that it do not pass.

Also, Assembly Bill No. 126, and recommend that it do not pass.

Mr. Locklin gave notice that he would on the next legislative day move a reconsideration of the vote whereby constitutional amendment No. 38 passed the House.

Mr. Pike moved that the Sergeant-at-Arms be instructed to pay to Mr. M. Cohn the sum of \$3, taking his receipt therefor.

Carried.

Mr. Hamill moved that Assembly Bill No. 123 lie upon the table.

Carried.

Mr. Reynolds asked for temporary leave of absence.

Granted.

Assembly Bill No. 85—An Act to provide revenue for the support of the government of the State of Nevada.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Melarkey, McCarthy, McNaughten, Norcross, Pike, Richards, Smith, Thies, Wheeler and Mr. Speaker—22.

Absent—Messrs. Boston, Hamill, Langan, Logan, Massey, Monahan, Reynolds and Russell—8.

Mr. Foulks moved that Hon. Thos. Wren be invited to take a seat with the Speaker of the House.

Carried.

Assembly Bill No. 117—An Act providing for the re-arrangement of the State Library and other matters relating thereto.

Considered engrossed and referred to the Committee of the Whole.

Assembly Bill No. 118—Ordered laid upon the table.

Assembly Bill No. 94—An Act to amend an Act entitled "An Act consolidating certain county offices in White Pine county, and regulating compensation of county officers in said county, and other matters relating thereto," approved March 14, 1891.

Senate amendments concurred in by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Melarkey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

Absent—Messrs. Boston, Langan, Logan, Massey, Monahan and Reynolds—6.

Assembly Bill No. 77—An Act amending section 4 of an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the government of Nevada," approved February 21, 1881.

Senate amendments read.

Mr. Foster granted leave of absence for the evening.

Mr. Pike moved that the House refuse to concur in the Senate amendments.

Roll called, and the House refused to concur by the following vote :

YEAS—Messrs. Locklin, Russell and Smith—3.

NAYS—Messrs. Allen, Boston, Carah, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Manning, Melarkey, McCarthy, Norcross, Pike, Richards, Thies, Wheeler and Mr. Speaker—19.

Absent—Messrs. Foster, Folsom, Langan, Logan, Massey, McNaughten, Monahan and Reynolds—8.

Assembly Bill No. 67—An Act to promote the progress and efficiency of public schools by providing for State Teachers' Institutes.

Read third time.

Mr. Pike moved that a committee of one be appointed to amend the bill.

Carried.

Mr. Pike appointed, and reported duty performed.

Mr. Norcross moved that the Clerk be instructed to amend the bill by inserting a clause mandatory upon the State Treasurer.

Carried.

Mr. Pike moved that the word "four" be stricken out and the word "two" inserted in lieu thereof.

Carried.

Bill ordered engrossed.

Assembly Bill No. 61—Made special order for to-morrow at 2 P. M.

Senate Bill No. 63—An Act to provide for the preservation of wild game and for the preservation of beaver and otter within the State of Nevada, and to repeal all other Acts in relation thereto.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Folsom, Foulks, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—22.

NAYS—Messrs. Boston and Hamill—2.

Absent—Messrs. Foster, Griffin, Langan, Logan, Monahan and Reynolds—6.

Senate Bill No. 32—An Act for the determination of the legality of claims against a county.

Read third time and ordered laid upon the table.

Senate Bill No. 71—An Act fixing the salary of the District Judge of the Second Judicial District of the State of Nevada.

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

Carried.

Mr. Hamill moved to adjourn.

Lost.

Assembly Bill No. 39—An Act in relation to public roads and highways.

Roll called and Senate amendments concurred in by the following vote :

YEAS—Messrs. Boston, Carah, Foulks, Griffin, Hamill, Harris, Hilp, Hoppin, Lernhart, Locklin, Manning, Massey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell, Thies, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Allen and Folsom—2.

Absent—Messrs. Foster, Langan, Logan, Melarkey, Monahan, Reynolds and Smith—7.

Mr. Boston moved to adjourn.
Lost.

Mr. Allen moved that Mr. Allen from Churchill be granted leave to introduce a bill without previous notice.
Carried.

Assembly Bill No. 128—Ruled out of order.

Mr. Allen appealed from the decision of the Chair.
Decision of Chair overruled.

Mr. Massey moved to adjourn.
Lost.

Mr. Harris moved to lay the bill upon the table.
Lost.

Mr. Reynolds moved that the whole subject matter be indefinitely postponed.
Carried.

Mr. Hamill moved to adjourn.
Carried.

House adjourned at 8:50 p. m.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

FORTY-SEVENTH DAY.

CARSON CITY (Friday), March 3, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by chaplain, Rev. H. Pearce.

Mr. Allen moved to dispense with the reading of the Journal.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 56 with the engrossed copy thereof, and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared

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Assembly Enrolled Bill No. 93 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.
M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on State Institutions have had Assembly Bill No. 50 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 119 under consideration, and report unfavorably on the same, with the recommendation that it do not pass.

H. HARRIS, Chairman.

Mr. Speaker :

Your Committee on Federal Relations have had Senate Joint Resolution No. 5 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

S. L. McNAUGHTEN, Chairman.

Mr. Speaker :

Your Committee on Elections have had Senate Bill No. 62 under consideration, and beg leave to report favorably on the same, with the recommendation that it be amended, and offer the enclosed amendment.

S. L. McNAUGHTEN, Chairman.

The committee of free conference made oral report.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 2, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State, Assembly Bill No. 83, entitled "An Act to authorize the School Trustees of School District No. 1, in Ormsby county, to issue bonds for school purposes."

Also, Assembly Bill No. 80, entitled "An Act fixing the salaries of county officers in Eureka county, and consolidating certain offices therein."

Also, Assembly Bill No. 105, entitled "An Act consolidating certain county offices in Churchill county."

Also, Assembly Bill No. 44, entitled "An Act authorizing the Boards of County Commissioners of certain counties in the State of Nevada to cut and change the channels and courses of rivers and water-ways in said counties, for the purpose of preventing damage to and destruction of taxable property in said counties by the overflow of water from such rivers and water-ways, and other matters pertaining thereto."

Also, Assembly Bill No. 40, entitled an Act amending section 7 of an Act entitled "An Act reducing and regulating the salaries and compensation of State officers and attaches of the State government of Nevada," approved February 21, 1881.

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 2, 1893. }

To the Honorable the Assembly :

I have the honor to inform your honorable body that Messrs. Wil-

liams, Williamson, Patchen, Folsom and Foley were duly appointed by the Senate to confer with a like committee from the House in reference to Assembly Bill No. 31, relating to engrossing and enrolling.

I have the honor herewith to transmit for the consideration of your honorable body, Senate Bill No. 43, which this day passed the Senate : Yeas, 11 ; nays, 3.

Also, Senate Bill No. 80, which this day passed the Senate : Yeas, 15 ; nays, none.

Also, Senate Bill No. 90, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 48, which this day passed the Senate : Yeas, 10 ; nays, 3.

Also, Assembly Bill No. 107, which this day passed the Senate : Yeas, 12 ; nays, none.

Also, Assembly Bill No. 31, with information that the Senate has receded from its amendment thereto by the following vote : Yeas, 10 ; nays, 3.

I also return to your honorable body, Assembly Bill No. 51, which was this day lost in the Senate : Yeas, 2 ; nays, 12.

Also, Assembly Bill No. 99, which, on March 1st, was lost in the Senate : Yeas, 2 ; nays, 10.

L. P. DAVIS,

Assistant Secretary.

Mr. Hoppin moved to take the resolution relative to introduction of bills from the table.

Lost.

GENERAL FILE AND THIRD READING OF BILLS.

On motion, Assembly Bill No. 56 was taken from the table.

Assembly Bill No. 56—An Act to provide for the collection, arrangement and display of the products of the State of Nevada at the World's Columbian Exposition of 1893, and to make an appropriation therefor.

Read third time.

Mr. Hilp moved the appointment of a committee of one to singularize the reference to members of the Board constituted in the bill.

Carried.

Mr. Hilp was appointed and reported duty performed.

Roll called and bill passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Foulks, Griffin, Hamill, Hilp, Hoppin, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—23.

Absent—Messrs. Allen, Folsom and Smith—3.

Not voting—Messrs. Harris, Massey, McCarthy and Russell—4.

Mr. Reynolds moved to take up the constitutional amendments.

Carried.

Mr. Massey moved that the reading of the history on constitutional amendments be dispensed with.

Carried.

Mr. Locklin moved (out of order) to reconsider the vote whereby Senate Concurrent Resolution No. 38 was passed.

Carried.

Senate Concurrent Resolution No. 43 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend Article X. of the Constitution of the State of Nevada by adding sections 2 and 3 thereto, which shall read as follows :

Section two. A mortgage, deed of trust, contract or other obligation by which a debt is secured, shall, for the purpose of assessment and taxation, be deemed and treated as an interest in the property affected thereby. In case of debts so secured, the value of the property affected by such mortgage, deed of trust, contract or obligation, less the value of such security, shall be assessed and taxed to the owner of the property, and the value of such security shall be assessed and taxed to the owner thereof, in the county, city, town or district in which the property affected thereby is situate. The taxes so levied shall be a lien upon the property and security, and may be paid by either party to such security. If paid by the owner of the security, the tax so levied upon the property affected thereby shall become a part of the debt so secured ; if the owner of the property shall pay the tax so levied on such security, it shall constitute a payment thereon, and, to the extent of such payment, a full discharge thereof.

Section three. Every contract hereafter made, by which a debtor is obligated to pay any tax or assessment on money loaned, or on any mortgage, deed of trust or other lien, shall, as to any interest specified therein, and as to such tax or assessment, be null and void.

Mr. Wheeler in the chair.

Roll called and Senate Concurrent Resolution No. 43 lost by the following vote :

YEAS—Messrs. Folsom, Logan, McCarthy, McNaughten, Reynolds, Richards and Mr. Speaker—7.

NAYS—Messrs. Boston, Carah, Foster, Foulks, Hilp, Hoppin, Langan, Lernhart, Locklin, Manning, Massey, Melarkey, Norcross, Pike, Russell, Smith, Thies and Wheeler—18.

Absent—Messrs. Allen, Griffin, Hamill, Harris and Monahan—5.

Mr. Reynolds moved the House take recess until 2 P. M.

Carried.

House took recess at 11:55 A. M.

HOUSE IN SESSION

At. 2 P. M.

Mr. Speaker in the chair.

Roll called.

All present.

Mr. Speaker presented to the House a telegraphic dispatch from J. W. Mackay thanking that body for resolution of sympathy.

SPECIAL ORDER.

Assembly Bill No. 61—An Act governing the incorporation of banks, forms and instructions for their organization, and to govern the general business, defining the liability of shareholders and officers thereof and

how they shall make reports, and in case of failure, when and how a receiver can be appointed.

Mr. Harris moved that the clerk be authorized to amend the bill as stated by Mr. Harris.

Carried.

Mr. McNaughten offered an amendment to section 42, after the word "corporations," in line 1, insert the words "and firms."

On motion, the clerk was instructed to so amend.

Br. Allen moved to amend section 36 of the bill.

Motion carried, and amendment adopted.

Mr. Massey in the chair.

After discussion, Mr. Speaker in the chair.

Mr. Foulks moved that the bill be laid on the table.

Lost.

Roll called, and Assembly Bill No. 61 passed as amended by the following vote :

YEAS—Messrs. Carah, Foster, Harris, Hilp, Hoppin, Langan, Locklin, Massey, Melarkey, McNaughten, Norcross, Pike, Richards, Russell, Smith, Thiess, Wheeler and Mr. Speaker—18.

NAYS—Messrs. Boston, Folsom, Foulks, Hamill, Lernhart, Logan, Manning and Reynolds—8.

Absent—Messrs. Allen, Griffin, McCarthy and Monahan—4.

MOTIONS AND RESOLUTIONS.

By Mr. Pike :

Resolved, That the Senate be requested to consider Assembly Bill No. 61 as amended by the Assembly without having it re-engrossed.

Adopted.

Mr. Hamill moved to adjourn.

Lost

Mr. Harris moved to amend by taking recess until 7 p. m.

Lost.

Mr. Pike moved to take up Senate messages.

Carried.

Mr. Hoppin granted indefinite leave of absence.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 3, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 51, as agreed to in free conference committee and concurred in by Senate.

L. P. DAVIS,
Assistant Secretary of the Senate.

Mr. Pike moved to take up Senate Bill No. 51.

Carried.

Senate Bill No. 51—An Act making appropriations for the support of the civil government of the State of Nevada for the fiscal years 1893 and 1894.

Mr. Hilp moved that a committee of one be appointed to strike out in

section 45 (Senate Bill No. 51) "February 24th," and insert in lieu thereof "March 6th."

Carried.

Mr. Hilp appointed and reported duty performed.

Mr. Boston moved to strike out section 47.

Carried.

Mr. Allen moved the appointment of a committee of one to correct the numbering of the sections.

Carried.

Mr. Allen appointed and reported duty performed.

Roll called and Senate Bill No. 51 passed by the following vote :

YEAS—Messrs. Carah, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Hoppin, Langan, Lernhart, Logan, Manning, Massey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Messrs. Allen, Boston, Hamill, Locklin and Richards—5.

Absent—Mr. Melarkey.

Mr. Russell granted leave of absence.

Mr. Massey moved to take recess until 7 p. m.

Carried.

House took recess at 4:28 p. m.

HOUSE IN SESSION.

At 7 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Massey moved that Senate Bill No. 62 be taken up.

Carried.

Senate Bill No. 62—Amended by adding section 5.

Section 5. Section 21 of an Act entitled "An Act relating to elections and to more fully secure the secrecy of the ballot," approved March 13, 1891, is hereby amended so as to read as follows: Section 21. But one person shall occupy any one booth or compartment at one time, and no person shall remain in or occupy a booth or compartment longer than may be necessary to prepare his ballot, and in no case longer than ten minutes.

Amendment adopted.

Bill read third time.

Mr. Harris moved to amend the title of the bill so as to read as follows:

"An Act supplementary to an Act entitled 'An Act relating to elections and to more fully secure the secrecy of the ballot,' and to amend and strike out the words 'an Act to amend' in line 1 of the title."

Roll called and bill passed as amended by the following vote :

YEAS—Messrs. Boston, Foster, Harris, Hilp, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Richards, Thies, Wheeler and Mr. Speaker—16.

NAYS—Messrs. Pike and Reynolds—2.

Absent—Messrs. Allen, Carah, Folsom, Foulks, Griffin, Hamill, Hoppin, Langan, Lernhart, Monahan, Russell and Smith—12.

Mr. Pike moved to take up the constitutional amendments. Carried.

By Mr. Boston (resolution out of order):

WHEREAS, The fifty-day limit of the duration of the sixteenth session of the Nevada Legislature has almost expired; be it hereby

Resolved, No person shall be allowed to speak more than twice on any subject, and not longer than five minutes at either time. No deviation shall be made from this rule.

Amended by striking out the word "twice" and inserting the word "once."

Read as amended and adopted.

Senate Concurrent Resolution No. 39 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows:

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 3 of Article XI. of the Constitution of the State of Nevada so as to read as follows:

Section three. All lands including the sixteenth and thirty-sixth sections, in every township, donated for the benefit of public schools in the Act of the thirty-eighth Congress to enable the people of Nevada Territory to form a State government, the thirty thousand acres of public lands granted by an Act of Congress, approved July second, A. D. eighteen hundred and sixty-two, for each Senator and Representative in Congress, and all proceeds of lands that have been or may hereafter be granted or appropriated by the United States or this State, and also the five hundred thousand acres of land granted to the new States under the Act of Congress distributing the proceeds of the public lands among the several States of the Union, approved A. D. eighteen hundred and forty-one; *provided*, that Congress makes provision for or authorizes such division to be made for the purpose herein contained; all estates that may escheat to the State, all of such percentum as may be granted by Congress on the sale of lands, all fines collected under the penal laws of the State, all property given or bequeathed to the State for educational purposes, and all proceeds derived from any or all of said sources shall be and the same are hereby solemnly pledged for educational purposes, and shall not be transferred to any other fund for other uses, and the interest thereon shall, from time to time, be apportioned among the several counties, as the Legislature may provide by law; and the Legislature shall provide for the sale of floating land warrants to cover the aforesaid lands and for the investment of all proceeds derived from any of the above mentioned sources in United States bonds, or bonds of this State, or the bonds of other States of the Union, or the bonds of the counties or municipalities of this State, or the bonds of water districts of this State; *provided*, that the interest only of the aforesaid proceeds shall be used for educational purposes, and any surplus interest shall be added to the principal sum; *and provided, further*, that such portions of said interest, as may be necessary, may be appropriated for the support of the State University. The Legislature shall never release the obligation of payment of any loan or investment authorized by this section.

Roll called and resolution agreed to by the following vote:

YEAS—Messrs. Allen, Boston, Foster, Harris, Hilp, Locklin, Logan,

Manning, Massey, Melarkey, McCarthy, Norcross, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—17.

NAYS—Messrs. McNaughten and Pike—2.

Absent—Messrs. Carah, Folsom, Foulks, Griffin, Hamill, Hoppin, Langan, Lernhart, Monahan, Russell and Smith—11.

Resolution declared agreed to.

Mr. Pike and Mr. McNaughten arose to a question of privilege and explained their votes.

Senate Concurrent resolution No. 46 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows:

Amend section 11 of Article VI. of the Constitution of the State of Nevada so as to read as follows:

Section eleven. The Chief Justice of the Supreme Court and the District Judges shall be ineligible to any office, other than a judicial office, during the term for which they shall have been elected, and all elections or appointments of any such Judges by the people, Legislature, or otherwise, during said period to any office other than judicial, shall be void.

Roll called and resolution agreed to by the following vote:

YEAS—Messrs. Allen, Boston, Foster, Harris, Hilp, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—19.

Absent—Messrs. Carah, Folsom, Foulks, Griffin, Hamill, Hoppin, Langan, Lernhart, Monahan, Russell and Smith—11.

Resolution declared agreed to.

Senate Concurrent Resolution No. 41 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend section 12 of Article XV. of the Constitution of the State of Nevada so as to read as follows :

Section twelve. The Governor, Attorney General, State Treasurer, State Controller and Superintendent of Public Instruction shall keep their respective offices at the seat of government.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Harris, Hilp, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—19.

Absent—Messrs. Carah, Folsom, Foulks, Griffin, Hamill, Hoppin, Langan, Lernhart, Monahan, Russell and Smith—11.

Resolution declared agreed to.

Senate Concurrent Resolution No. 51 (of fifteenth session)—Relative to amending the Constitution of the State of Nevada.

Read third time, as follows :

Resolved by the Senate, the Assembly concurring, That the Constitution of the State of Nevada be amended as follows :

Amend Article XVIII. (eighteen) of the Constitution of the State of

Nevada by adding thereto a section, to be numbered when added, which shall read as follows :

Section — . The Legislature may provide by law that he who exercises the right of registering and voting shall be required to exhibit such a knowledge of the English language, written and spoken, as to enable him to read aloud the Constitution of the United States and the Constitution of the State of Nevada.

Roll called and resolution agreed to by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Harris, Hilp, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—18.

NAYS—Mr. Locklin.

Absent—Messrs. Carah, Folsom, Foulks, Griffin, Hamill, Hoppin, Langan, Lernhart, Monahan, Russell and Smith—11.

Resolution declared agreed to.

Mr. Boston moved to take up Senate bills on first reading.
Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Senate Bill No. 43—An Act to provide for the copying of the journal of the Senate of the sixteenth session.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Bill No. 90—An Act to repeal an Act entitled "An Act to provide for a county hospital in Lyon county and matters pertaining thereto," approved March 2, 1887.

Read first time, rules suspended, read second time by title and placed upon third reading and final passage.

On motion, referred to Lyon county delegation.

By Mr. Harris :

Assembly Bill No. 129—An Act to enable parents or guardians of children entitled to public school moneys to receive the benefit of the same in certain cases.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, MARCH 3, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 81, which this day passed the Senate :
Yeas, 11 ; nays, 1.

L. P. DAVIS,
Assistant Secretary of the Senate.

Senate Bill No. 81—An Act relating to the National Guard and the enrolled militia.

Rules suspended, reading so far had considered first reading, rules further suspended, read second time by title and referred to Committee on Military and Indian Affairs.

Mr. Hilp moved that substitute for Assembly Bill No. 57 be placed upon the top of the file.

Carried.

Substitute for Assembly Bill No. 57—An Act to re-amend section 1 of an Act to prohibit the sale of ardent spirits to Indians, approved February 25, 1885; as amended February 3, 1887.

Amendment made by the Senate read.

Roll called, and amendment concurred in by the following vote:

YEAS—Messrs. Allen, Boston, Foster, Folsom, Harris, Hilp, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—19.

NAYS—Mr. McNaughten.

Absent—Messrs. Carah, Foulks, Griffin, Hamill, Hoppin Langan, Lernhart, Monahan, Russell and Smith—10.

On motion, the Chair appointed a conference committee on Assembly Joint Resolution No. 4, consisting of Messrs. Harris and Massey.

Assembly Joint Resolution No. 4—Referred to a committee on conference.

Assembly Bill No. 41—Ordered placed at the bottom of the file.

Assembly Bill No. 115—Ordered placed at the bottom of the file.

Mr. Reynolds moved to adjourn.

Lost.

Mr. Pike moved to take up Senate messages.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 3, 1893. }

To the Honorable the Assembly:

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 83, which this day passed the Senate: Yeas, 10; nays, 5.

Also, Senate Bill No. 88, which this day passed the Senate: Yeas, 11; nays, none.

Also, Substitute for Assembly Bill No. 78, which this day passed the Senate: Yeas, 13; nays, none.

Also, Assembly Bill No. 86, which this day passed the Senate: Yeas, 14; nays, none.

Also, Assembly Bill No. 88, which this day passed the Senate: Yeas, 12; nays, none.

Also, Assembly Bill No. 96, which this day passed the Senate: Yeas, 10; nays, none.

Also, Assembly Bill No. 101, which this day passed the Senate: Yeas, 13; nays, 1, and to return to your honorable body, Assembly Bill No. 77, the Senate having refused to recede from its amendment, and have appointed Messrs. Comins and Williamson as a Conference Committee on the part of the Senate.

L. P. DAVIS,
Assistant Secretary.

INTRODUCTION AND FIRST READING OF BILLS.

Assembly Bill No. 77—Mr. Pike moved the appointment of a Conference Committee of two on the bill.

The chair appointed Messrs. Pike and Wheeler.

Senate Bill No. 88—An Act authorizing the Sheriff of Lander county, Nevada, to appoint the night watchman of the town of Austin, and to regulate the salary of said watchman.

Rules suspended, reading so far had considered first reading, rules further suspended, read second time by title and referred to Lander county delegation.

Reported favorably by Lander county delegation.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Folsom, Harris, Hilp, Locklin, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Thies, Wheeler and Mr. Speaker—19.

ABSENT—Messrs. Carah, Foulks, Griffin, Hamill, Hoppin, Langan, Lernhart, Logan, Monahan, Russell and Smith—11.

Mr. Locklin moved to adjourn.

Lost.

Senate Bill No. 83—An Act authorizing and directing the purchase of certain lands, water rights and improvements for use as a Nevada State Prison farm.

Mr. Pike moved that the consideration of Senate Bill No. 83 and all other bills relative to State Prison be indefinitely postponed.

Mr. Folsom moved that the bill be read second time by title and referred to Committee on State Institutions.

Mr. Pike moved an amendment to the amendment, to refer to Committee on Ways and Means Senate Bill No. 83.

Referred to Committee on Ways and Means.

Mr. Boston moved to adjourn.

Carried.

House adjourned at 9:8 P. M.

Approved :

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

T. J. BELL,
Speaker of the Assembly.

FORTY-EIGHTH DAY.

CARSON CITY (Saturday), March 4, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Prayer by chaplain Rev. H. Pearce.

Mr. Monahan granted indefinite leave of absence.

Reading of the Journal dispensed with.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly enrolled bills Nos. 94, 84, 48 and 39 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Corporations have had Assembly Bill No. 127 under consideration, and beg leave to report the same back to the House without recommendation.

R. P. HAMILL, Chairman.

Mr. Speaker :

Your Committee on Mines and Mining have had Assembly Bill No. 122 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

JAS. LANGAN, Chairman.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 3, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 93, entitled an Act to amend an Act entitled "An Act concerning conveyances," approved November 5, 1861.

Very respectfully,

R. K. COLCORD, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Harris moved to reconsider the vote whereby Senate Bill No. 62 passed.

Carried.

Mr. Harris moved Senate Bill No. 62 be now taken up.

Carried.

Senate Bill No. 62—An Act to amend an Act entitled "An Act relating to elections and to more fully secure the secrecy of the ballot," approved March 13, 1891, and to amend an Act entitled "An Act to amend an Act entitled an Act relating to elections and to more fully secure the secrecy of the ballot," approved March 13, 1891 ; approved March 19, 1891, and supplemental to said Acts.

On motion of Mr. Harris, the vote whereby the title to Senate Bill No. 62 was amended was reconsidered and original title restored.

Carried.

Bill read and passed by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

NAYS—Mr. Reynolds.

Absent—Messrs. Carah, Folsom, Hoppin, Logan and Monahan—5.

Mr. Massey moved to take up Assembly Bill No. 41 out of order.

Carried.

Mr. Pike moved a committee of two be appointed to examine the Journal and ascertain if the constitutional amendments are correctly spread thereon.

Carried.

Chair appointed Messrs. Pike and Lernhart.

Assembly Bill No. 41—An Act amending section seven of an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State Government of Nevada," approved February 21, 1881.

Senate amendments read and House concurred therein by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Foster, Folsom, Hoppin and Monahan—4.

Not voting—Mr. Russell.

Report of Committee on Military and Indian Affairs (out or order):

Mr. Speaker :

Your Committee on Military and Indian Affairs have had Senate Bill No. 81 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

WILSON LOCKLIN, Chairman.

By Mr. Harris (resolution by leave) :

Resolved, That we adjourn at 8 P. M. this evening until Monday, March 6, and permission is hereby given for the use of this chamber to the members of the Third House.

Adopted.

REPORT OF COMMITTEE ON CONFERENCE.

Mr. Speaker :

Your Committee of Conference, to whom was referred Assembly Bill No. 77, respectfully report that they have conferred with a like committee from the Senate, and have agreed upon the following salaries : That the deputy State officers shall receive the sum of two thousand dollars per annum for the year 1893 ; that on and after that date they shall receive the sum of sixteen hundred (\$1,600) dollars per annum, or \$133 33 per month.

W. H. A. PIKE.

Mr. Hamill in the chair.

Mr. Bell moved to take up Senate Concurrent Resolution No. 38.

[A motion to reconsider the vote whereby said resolution was declared agreed to having been put and carried on forty-seventh day.]

Carried.

Senate Concurrent Resolution No. 38—Relative to amending the Constitution of the State of Nevada.

Resolution read and lost by the following vote :

YEAS—Messrs. Allen, Boston, Folsom, Griffin, Hamill, Harris, Logan, Manning, McCarthy, Norcross, Reynolds, Richards, Thies and Mr. Speaker—14.

NAYS—Messrs. Carah, Foster, Foulks, Hilp, Langan, Lernhart, Locklin, Melarkey, McNaughten, Pike, Russell, Smith and Wheeler—13.

Absent—Messrs. Hoppin, Massey and Monahan—3.

Resolution declared not agreed to.

By Mr. Hilp (resolution by leave):

WHEREAS, It is evident that during the remainder of the session the five-minute rule adopted by this House will not be complied with; therefore,

Resolved, That this House appoint one or more official time keepers.

Lost.

FIRST READING AND REFERENCE OF BILLS.

Senate Bill No. 80—An Act in relation to fines imposed for violation of any penal law of this State, and to repeal an Act relating thereto.

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

GENERAL FILE AND THIRD READING OF BILLS.

Senate Joint Resolution No. 5—Relative to improvement of Pyramid Lake Reservation.

Read and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Melarkey, McCarthy, McNaughten, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—22.

Absent—Messrs. Foulks, Hoppin, Logan, Manning, Massey, Monahan, Norcross and Pike—8.

Senate Bill No. 50—An Act amending sections 1, 4 and 5 of an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March 7, 1887.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Massey, Melarkey, McCarthy, McNaughten, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Hoppin, Manning, Monahan, Norcross and Pike—5.

Assembly Bill No. 119—Ordered laid upon the table.

Assembly Bill No. 66—Senate amendment read and concurred in by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Boston, Hoppin, Monahan and Norcross—4.

Senate Bill No. 79—An Act authorizing Boards of County Commissioners to grant leave of absence to county officers.

Read third time and passed by the following vote :

YEAS—Messrs. Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey,

McCarthy, McNaughten, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Allen, Boston, Hoppin, Monahan and Norcross—5.

Mr. Wheeler moved to take up Assembly Bill No. 127 out of order.

Carried.

Assembly Bill No. 127—An Act to amend an Act entitled "An Act to provide for the organization and maintenance of historic, scientific and other literary societies," approved March 20, 1865.

Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Folsom, Foulks, Hamill, Hilp, Langan, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—22.

NAYS—Messrs. Griffin, Harris, Lernhart and McNaughten—4.

Absent—Messrs. Carah, Hoppin, Monahan and Norcross—4.

Mr. Speaker in the chair.

Senate Bill No. 69—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March 20, 1865 ; as amended by Acts approved March 6, 1869 ; approved February 28, 1881 ; approved March 2, 1885 ; approved March 12, 1885 ; approved March 14, 1891.

Read third time and passed by the following vote :

YEAS—Messrs. Boston, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Norcross, Pike, Reynolds, Richards, Thies and Mr. Speaker—21.

NAYS—Messrs. Allen, Carah, Hamill and Smith—4.

Absent—Messrs. Hoppin, McCarthy and Monahan—3.

Not voting—Messrs. Russell and Wheeler—2.

Assembly Bill No. 111—An Act to prohibit the use of tobacco in and about any school house in the State of Nevada.

Considered engrossed and read third time.

Mr. Folsom moved to amend.

Lost.

Mr. Smith moved that a committee of one be appointed to amend Section 2.

Carried.

Mr. Smith appointed, reported duty performed.

Roll called and bill passed by the following vote :

YEAS—Messrs. Carah, Foulks, Harris, Langan, Lernhart, Locklin, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies and Mr. Speaker—18.

NAYS—Messrs. Allen, Boston, Foster, Folsom, Hamill, Hilp, Logan, Manning and Wheeler—9.

Absent—Messrs. Griffin, Hoppin and Monahan—3.

Mr. Richards moved to take a recess until 2 p. m.

Carried.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Boston moved the House resolve itself into Committee of the Whole for the consideration of Senate Bill No. 43.

Carried.

House in Committee of the Whole, with Mr. Massey in the chair.

HOUSE IN SESSION

Mr. Speaker :

Your Committee of the Whole have had under consideration Senate Bill No. 43, and recommend the adoption of the amendments offered by Committee of the Whole.

Also, Assembly Bill No. 117, and recommend that it lie upon the table.

Also, Assembly Bill No. 126, and report the same without recommendation.

Mr. Boston moved that Senate Bill No. 43 be taken up.

Carried.

Senate Bill No. 43—An Act to provide for copying the Journal of the Senate of the sixteenth session.

Amendment recommended by Committee of the Whole adopted.

Bill read and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—Mr. Allen.

Absent—Messrs. Hoppin and Monahan—2.

REPORTS OF COMMITTEES (OUT OF ORDER.)

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 129 under consideration, and beg leave to report on the same without recommendation.

W. A. MASSEY, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Senate Bill No. 80 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Senate Bill No. 74, respectfully report that they have had the same under consideration, and have amended the same, and as amended recommend that it do pass.

W. H. A. PIKE, Chairman.

Senate Bill No. 30—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, Boston, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey,

Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Carah, Hoppin and Monahan—3.

Mr. Pike moved to take up Senate messages out of order.
Carried.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 4, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 95, which this day passed the Senate : Yeas, 14 ; nays, 1.

Also, Senate Concurrent Resolution No. 2, which passed the Senate March 3 : Yeas, 11 ; nays, 4.

Also, Assembly Bill No. 79, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Bill No. 92, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Senate Bill No. 93, which this day passed the Senate : Yeas, 11 ; nays, 2.

Also, Senate Bill No. 94, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Senate Bill No. 86, which this day passed the Senate : Yeas, 8 ; nays, 5.

Also, Senate Bill No. 85, which this day passed the Senate : Yeas, 11 ; nays, 4.

L. P. DAVIS,
Assistant Secretary of the Senate.

INTRODUCTION AND FIRST READING OF BILLS.

Senate Bill No. 95—An Act to amend an Act entitled “ An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State government of Nevada,” approved February 21, 1881.

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

Senate Concurrent Resolution No. 2—Relative to amending the Constitution of the State of Nevada.

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

Senate Bill No. 92—An Act for the relief of C. Latta.

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

Senate Bill No. 93—An Act authorizing a State loan.

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

Senate Bill No. 94—An Act to provide for the collection of revenue and prosecuting delinquents by the State Controller for the years 1893 and 1894.

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

Senate Bill No. 86—An Act to regulate the appropriation of the public waters of this State.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Agriculture.

Senate Bill No. 85—An Act to authorize the offering and payment of rewards by County Commissioners.

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

Mr. Folsom moved that the House resolve itself into Committee of the Whole for the purpose of considering such bills as have been referred thereto.

Carried.

House in Committee of the Whole, with Mr. Folsom in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

Mr. Speaker :

Your Committee of the Whole, to whom was referred Senate Bills Nos. 92, 93 and 94, respectfully report that they have had the same under consideration and report favorably on Senate Bill No. 92, recommending its passage; Senate Bill No. 93 without recommendation, and recommend that Senate Bill No. 94 pass as amended.

F. G. FOLSOM, Chairman.

Mr. Boston moved to take up Senate Bill No. 92.

Carried.

Senate Bill No. 92—An Act for the relief of C. Latta.

Read third time and passed by the following vote.

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—26.

Absent—Messrs. Folsom, Hoppin, Massey and Monahan—4.

Mr. Hamill moved Senate Bill No. 74 be placed on top of the file.

Carried.

Senate Bill No. 74—An Act to amend an Act entitled an Act amendatory of and supplementary to an Act entitled "An Act to provide for the preservation of fish in the waters of this State," approved March 5, 1877, and to repeal section 9 of said Act; approved March 19, 1891.

Senate amendments adopted, bill read third time and passed by the following vote:

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—25.

Absent—Messrs. Boston, Hoppin, McCarthy, McNaughten and Monahan—5.

Mr. Pike moved to take up Senate Bill No. 71.

Carried.

Mr. Pike moved that the bill be re-referred to a special committee composed of the Washoe, Churchill and Humboldt delegations.

Carried.

Mr. Locklin moved that Senate Bill No. 81 be placed at top of file.

Carried.

Mr. Folsom moved that Senate Bill No. 81 be made special order for
7 P. M.

Carried.

Mr. Norcross moved to take up messages from the Governor.

Carried.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 4, 1893.

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 amend an Act entitled an Act to consolidate certain county offices in White Pine county, and regulating the compensation of the county officers in said county, and other matters relating thereto," approved March 14, 1891.

Also, Assembly Bill No. 48, entitled "An Act to provide for copying the Journal of the Assembly for the fifteenth session of the Nevada Legislature."

Also, Assembly Bill No. 84, entitled "An Act to amend section 13 of an Act entitled an Act concerning the office of Secretary of State," approved February 14, 1865.

I also herewith return to your honorable body, in which the same originated, Assembly Bill No. 39, entitled "An Act in relation to public roads and highways," without my approval, for the following reasons :

The bill, in section 1, makes "each voting precinct in the several counties of this State which at the last preceding general election cast not less than 1,600 votes and not more than 2,000 votes" a road district. This classification renders the Act inoperative, as there is no voting precinct in the State casting 1,600 or more votes. The Legislature must be understood to mean just what it has explicitly expressed. There is no room for any other interpretation or construction of this language.

Again, "An Act relating to elections," approved March 6, 1889, limits an election precinct to four hundred and eighty voters. Any larger precinct cannot be proclaimed or established ; therefore, section 1 of this Act would come in direct conflict with this wise provision of our election laws. I have the honor to be

Yours very respectfully

R. K. COLCORD, Governor.

Assembly Bill No. 39—Vetoed by the Governor.

Question: Shall the bill pass, notwithstanding the objections of the Governor?

Roll called and the veto of the Governor sustained by the following vote :

NAYS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McNaughten, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

Absent—Messrs. Boston, Hoppin, Massey, McCarthy, Monahan and Pike—6.

Mr. Folsom moved a call of the House.

Carried.

Mr. Smith moved that further call of the House be dispensed with.

Carried.

Leave granted Mr. Norcross to introduce a bill.

Assembly Bill No. 130—An Act in relation to public roads and highways.

Rules suspended, reading so far had considered first reading, rules further suspended, read second time by title and referred to the Washoe delegation.

REPORT OF SPECIAL COMMITTEE.

Mr. Speaker :

Your committee, composed of the Washoe delegation, have had Assembly Bill No. 130 under consideration, and beg leave to report the same favorably.

Assembly Bill No. 130—Considered engrossed.

Motion to take recess until 6:30 P. M. lost.

Mr. Smith moved to take recess until 7 P. M.

Carried.

House took recess at 4:30 P. M.

HOUSE IN SESSION

At 7 P. M.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Mr. Logan granted leave of absence.

By Mr. Boston (by leave):

Resolved, That all standing and special committees be hereby directed to report all bills in their possession during the regular order of business on Monday morning, March 6, 1893.

SPECIAL ORDER.

Senate Bill No. 81—An Act relating to the National Guard and enrolled militia.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Locklin, Manning, Melarkey, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—18.

NAYS—Messrs. Boston, Hilp and Massey—3.

Absent—Messrs. Carah, Hoppin, Langan, Lernhart, Logan, McCarthy, McNaughten, Monahan and Russell—9.

Mr. Bell moved the House resolve itself into Committee of the Whole for the consideration of Assembly Bill No. 93.

House in Committee of the Whole, with Mr. Massey in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

REPORT OF COMMITTEE OF THE WHOLE.

Mr. Speaker :

Your Committee of the Whole have had Assembly Bill No. 93 under consideration, and report it back to the House without recommendation.

REPORT OF COMMITTEE ON PUBLIC MORALS.

Mr. Speaker :

Your Committee on Public Morals have had Senate Concurrent Resolution No. 2 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

L. ALLEN,
D. W. MELARKEY,
WILSON LOCKLIN.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 4, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Assembly Bill No. 77, and to inform your honorable body that the Senate has receded from its amendment thereto, and have adopted the amendments to same, as agreed on in conference committee, which will be shown on the history of the bill.

L. P. DAVIS,
Assistant Secretary of the Senate.

Assembly Bill No. 77—Taken up out of order.

Roll called and Senate amendments concurred in by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Folsom, Foulks, Griffin, Harris, Hilp, Locklin, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

Absent—Messrs. Carah, Hamill, Hoppin, Langan, Lernhart, Logan and Monahan—7.

Mr. Foulks moved to adjourn.

Carried.

House adjourned at 8 p. m.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

FIFTIETH DAY.

CARSON CITY (Monday), March 6, 1893.

House met pursuant to adjournment.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Absent—Mr. Hoppin (by leave).

Prayer by chaplain, Rev. Henry Pearce.

Mr. Wheeler moved to dispense with the reading of the Journal.

Carried.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Corporations have had Assembly Bill No. 108 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

R. P. HAMILL, Chairman.

Mr. Speaker :

Your Committee on Enrollment have carefully compared Assembly enrolled Bills Nos. 79, 77, 107, 57, 86, 31, 88, 96, 101, and substitute for Assembly Bill No. 78, with the engrossed copies, find the same correctly enrolled, and have placed the same in the hands of the Governor.

M. G. FOSTER, Chairman.

Mr. Speaker :

Your Committee on Judiciary have had Assembly Bill No. 91 under consideration, and beg leave to report on the same without recommendation.

Also, Assembly Bill No. 26, and report without recommendation.

J. T. WHEELER, Chairman.

Mr. Speaker :

Your Committee on Education have had Assembly Bill No. 33 and Senate Bill No. 76 under consideration, and beg leave to report on the same without recommendation.

W. A. MASSEY, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

I, the undersigned member of the Lyon county delegation, have had under consideration Senate Bill No. 90, and beg leave to report un-

favorably thereon, with the recommendation that it do not pass for the following reasons:

First. Said bill proposes to repeal an Act to provide for a county hospital in Lyon county, and matters pertaining thereto, which Act passed the thirteenth session of the Legislature of this State, and was so enacted from necessity, because of the extravagance and expensive cost to the taxpayers of Lyon county in the management and care of their indigent poor and sick. Said Act was and is intended to provide for the purchase of suitable land in connection with said hospital, whereby the same might be and can be made self-sustaining. That the cost of maintenance, caring for the indigent poor and sick of said county is at present the sum of six thousand dollars per year. That if said Act is not repealed by the passage of Senate Bill No. 90, said county will be enabled to save said expenses, six thousand dollars per year, after said institution is completed and proper appliances are at the place contemplated by said law.

Respectfully,
D. W. MELARKEY.

Mr. Speaker :

Your Committee of Lyon county delegation have had Senate Bill No. 90 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

S. G. BOSTON, Chairman.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State, Assembly Bill No. 78, 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, and to repeal all other Acts in relation thereto." approved February 27, 1883.

Also, Assembly Bill No. 79, entitled "An Act to authorize the County Commissioners of Washoe county to issue bonds for the purpose of paying the outstanding indebtedness of the General Road Fund of said county and of improving the roads therein, and to provide a fund for the payment of said bonds."

Also, Assembly Bill No. 57, entitled an Act to re-amend section 1 of "An Act to prohibit the sale of ardent spirits to Indians," approved February 25, 1885 ; as amended February 3, 1887.

Also, Assembly Bill No. 31, entitled "An Act providing for copying, engrossing and enrolling in the Senate and Assembly."

Also, Assembly Bill No. 88, entitled "An Act for the better protection of the estates of deceased persons."

Also, Assembly Bill No. 86, entitled an Act supplementary to an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, and to repeal certain other Acts relating thereto," approved March 23, 1891.

Also, Assembly Bill No. 96, entitled "An Act to secure protection to school children, and to preserve the peace of public schools and matters connected therewith."

Respectfully,
R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 4, 1893. }

To the Honorable the Assembly :

I have the honor herewith to present for the consideration of your honorable body, Senate Bill No. 97, which this day passed the Senate : Yeas, 12 ; nays, 1.

Also, Senate Bill No. 84, which this day passed the Senate : Yeas, 15 ; nays, none.

Also, Senate Bill No. 82, which this day passed the Senate : Yeas, 12 ; nays, 1.

L. P. DAVIS,
Assistant Secretary.

MOTIONS AND RESOLUTIONS.

By Mr. Griffin :

Assembly Concurrent Resolution No. 16, relative to submitting constitutional amendments to the people.

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

Mr. Speaker :

Your Committee on Enrollment beg leave to report that, pursuant to the resolution adopted by the Assembly on February 20, 1893, they have employed assistance in enrollment to the amount of \$125, and pursuant thereto recommend the adoption of the following resolution :

Resolved, That the State Controller be and is hereby authorized and directed to draw his warrant in favor of M. G. Foster, Chairman of Committee on Enrollment, on presentation of vouchers for the same, for the sum of \$125 on the Legislative Fund, and that the State Treasurer pay the same.

M. G. FOSTER, Chairman.

Resolution adopted and referred to Committee on Contingent Expenses.

FIRST READING AND REFERENCE OF BILLS.

Senate Bill No. 97—Read first time, rules suspended, read second time by title and referred to Committee of the Whole.

Senate Bill No. 84—Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Storey county delegation.

Senate Bill No. 82—Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee on Judiciary.

Mr. Pike moved the House resolve itself into Committee of the Whole for consideration of the matters referred thereto.

Carried.

House in Committee of the Whole, with Mr. Hamill in the chair.

Committee of the Whole reported Senate Bill No. 97 favorably ; also Assembly Resolution No. 17 (by Mr. Griffin), relative to constitutional convention, favorably.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Mr. Pike moved to take up Senate Bill No. 97.

Carried.

Senate Bill No. 97—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 third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Harris, Hamill, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—28.

Absent—Messrs. Foulks and Hoppin—2.

Mr. Norcross moved that Assembly Bill No. 130 be taken up out of order.

Carried.

Assembly Bill No. 130—An Act in relation to public roads and highways.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Griffin, Harris, Hamill, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

Absent—Messrs. Foulks, Hoppin and Massey—3.

REPORT OF COMMITTEE ON ENGROSSMENT.

Mr. Speaker :

Your Standing Committee on Engrossment beg leave to report that they have carefully compared Assembly Bill No. 67 with the engrossed copy thereof and find the same correctly engrossed.

GEO. R. SMITH, Chairman.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 126—Indefinitely postponed.

Assembly Bill No. 129—An Act to enable the parents or guardians of children entitled to public school money to receive the benefit of the same in certain cases.

Considered engrossed, read third time and lost by the following vote :

YEAS—Messrs. Harris, Locklin, McCarthy, Monahan, Norcross, Richards and Mr. Speaker—7.

NAYS—Messrs. Allen, Boston, Carah, Folsom, Foulks, Hamill, Hilp, Langan, Lernhart, Logan, Massey, McNaughten, Pike, Reynolds, Smith, Thies and Wheeler—17.

Absent—Messrs. Foster, Griffin, Hoppin, Manning, Melarkey and Russell—6.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Ways and Means have had Senate Bill No. 95 under consideration, and beg leave to report favorably on the same, with the recommendation that it be amended, as recommended by the committee, and as amended it do pass.

W. H. A. PIKE, Chairman.

Mr. Speaker :

Your Committee on Agriculture have had Senate Bill No. 86 under

consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

L. ALLEN, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your select committee, consisting of the Ormsby delegation, have had Assembly Bill No. 125 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

F. G. FOLSOM,
H. R. LOGAN,
E. M. REYNOLDS.

Mr. Pike moved that Senate Bill No. 95 be placed at the top of the file.
Carried.

Mr. Folsom moved that Assembly Bill No. 125 be placed at the top of the file.

Carried.

Assembly Bill No. 125—Further reading dispensed with.

Bill considered engrossed.

Assembly Bill No. 125—An Act to amend section 3 of an Act entitled "An Act to regulate the compensation of officers in the county of Ormsby and to fix the fees which may be charged by them," approved March 5, 1887.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Hoppin.

Senate Bill No. 95—An Act to amend an Act entitled "An Act reducing and regulating the salaries and compensation of certain State officers and attaches of the State government of Nevada," approved February 21, 1881.

Amendments adopted, read third time and passed as amended by the following vote :

YEAS—Messrs. Allen, Boston, Foster, Foulks, Griffin, Harris, Hamill, Hilp, Logan, Manning, Massey, McNaughten, Norcross, Pike, Reynolds, Thies, Wheeler and Mr. Speaker—18.

NAYS—Messrs. Carah, Folsom, Langan, Lernhart, Locklin, Melarkey, McCarthy, Monahan, Richards, Russell and Smith—11.

Absent—Mr. Hoppin.

REPORT OF STANDING COMMITTEE.

Mr. Speaker :

Your Committee on Judiciary have had under consideration Senate Bill No. 82, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. T. WHEELER, Chairman.

Mr. Massey moved that Senate Bill No. 82 be placed at the top of the file.

Carried.

Senate Bill No. 82—An Act to provide for the submission of the proposed amendments to the Constitution of the State, as proposed by the Legislature of 1891 and adopted and agreed to by the Legislature of 1893, to the qualified electors at the next general election to be held A. D. 1894.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Folsom, Foulks, Griffin, Harris, Hamill, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—29.

Absent—Mr. Hoppin.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your committee, comprising the Storey county delegation, have had under consideration, Senate Bill No. 84, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. LANGAN, Chairman.

By Mr. Pike (resolution out of order):

Resolved by the Assembly, the Senate concurring, That the sixteenth session of the Nevada Legislature adjourn *sine die* at 5 p. m., Monday, March 6, 1893.

Laid upon the table.

Assembly Bill No. 131—An Act to amend an Act entitled "An Act to grant the right of way and to provide street railroads within the town of Reno, Washoe county, State of Nevada," approved March 19, 1891.

Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to the Washoe delegation.

Washoe delegation report Assembly Bill No. 131 back to the House favorably.

Assembly Bills Nos. 81 and 115 ordered laid on table.

Mr. Hamill moved to take recess until 1:30 p. m.

Carried.

House took recess at 12 m.

HOUSE IN SESSION

At 1:30 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

By Mr. Wheeler (resolution out of order):

WHEREAS, The press of business at the close of the sixteenth session has been such that in order to facilitate the same the reading of the Journal has been dispensed with; and

WHEREAS, The constitutional amendments were considered and entered upon the Journal; therefore, be it

Resolved, That A. C. Pratt, as Assistant Clerk, be and is hereby authorized to proof read said Journal and make such corrections therein, if any

be necessary, to conform with the truth and facts, at an expense not to exceed \$20, to be paid out of the Legislative Fund.

Read and adopted.

Senate Concurrent Resolution No. 2—Relative to amending the Constitution of the State of Nevada.

Resolved by the Senate, the Assembly 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 twenty-four. The Legislature may authorize a lottery company; *provided,* that the incorporators thereof shall be citizens and residents of the State of Nevada, and said company shall issue to the State thirty-three and one-third per cent. of its capital stock, said stock to be unassessable. The dividends of said State stock shall be paid into the General Fund of the State Treasury monthly. One-half of the amount thus received by the State shall be paid annually into the several county treasuries of the State in proportion to their respective populations.

Read third time and passed by the following vote:

YEAS—Messrs. Allen, Boston, Folsom, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, Monahan, Reynolds, Richards and Smith—16.

NAYS—Messrs. Carah, Foster, Foulks, Griffin, Harris, Hamill, McNaughten, Norcross, Russell, Thies, Wheeler and Mr. Speaker—12.

Absent—Messrs. Hoppin and Pike—2.

Mr. McNaughten appealed from the decision of the Chair permitting a member to have his name called, and to vote upon a proposition, the roll call upon which the vote has not been announced.

REPORT OF COMMITTEE ON CONTINGENT EXPENSES.

Mr. Speaker :

Your Committee on Contingent Expenses and Accounts have had under consideration certain bills presented by the Sergeant-at-Arms of the Assembly against the State of Nevada, to-wit :

| | |
|---|---------|
| To H. P. Flannery, for turning over State property, etc..... | \$20 00 |
| To J. Saffell, repairing locks..... | 3 50 |
| To R. M. Gill, repairing blinds..... | 7 00 |
| To J. M. Benton, ice furnished..... | 22 50 |
| To J. Muller, for matches..... | 25 |
| To C. E. Bray, hauling..... | 2 00 |
| To H. B. Millard, laundry bill..... | 6 50 |
| To Gas Company, gas..... | 96 60 |
| To P. M. Bowler, for Miss Libbie Kelley for copying 350 folios..... | 35 00 |
| To P. M. Bowler, for Miss Meagher, additional help for Journal Clerk..... | 60 00 |
| To F. G. Folsom, for extra work for the Committee on Engrossment..... | 12 37 |
| To M. G. Foster (as Chairman on Enrollment), for extra help on enrollment of bills, 625 folios..... | 125 00 |

Having examined the above bills, we find them correct, and recommend the payment of the same. A. D. GRIFFIN, Chairman.

We also wish to report, by way of comparison, that the contingent expenses of this House for the session of 1885 amounted to \$795 97;

for the session of 1887, \$668 01, and for the session of 1889 to \$430 74. The present session amounted to \$242 15.

We consider that great credit is due to our Sergeant-at-Arms, H. P. Flannery, for his economy in the matter of expense for the session.

A. D. GRIFFIN, Chairman.

Mr. Harris arose to a point of order, viz: That the appeal from the decision of the Chair was not taken at the proper time.

Chair ruled point well taken.

REPORT OF COMMITTEE ON ENROLLMENT.

Mr. Speaker:

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 41, 66, 116, and 106 with the enrolled copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Leave of absence granted to Washoe, Churchill and Humboldt delegations.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 4, 1893. }

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body, Assembly Bill No. 106, which this day passed the Senate: Yeas, 11; nays, 1.

Also, Assembly Bill No. 116, which this day passed the Senate: Yeas, 12; nays, none.

And to return to your honorable body, Senate Bill No. 74, the Senate by a vote of yeas, 6; nays, 7, having refused to concur in the amendment made by the Assembly.

L. P. DAVIS,
Assistant Secretary of the Senate.

SENATE CHAMBER,
CARSON CITY, March 6, 1893. }

To the Honorable the Assembly:

I have the honor herewith to return to your honorable body, substitute for Assembly Bill No. 35, which this day passed the Senate: Yeas, 14; nays, none.

Also, Senate Concurrent Resolution No. 5, which this day passed the Senate: Yeas, 13; nays, none.

Also, Assembly Bill No. 16, which was amended in the Senate and passed as amended: Yeas, 11; nays, 2.

Also, Senate Bill No. 91, which this day passed the Senate: Yeas, 14; nays, none.

Also, Senate Bill No. 96, which this day passed the Senate: Yeas, 13; nays, 2.

L. P. DAVIS,
Assistant Secretary of the Senate.

Senate Bill No. 96—An Act to provide for the traveling expenses of the Adjutant General.

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

Senate Bill No. 91—Rules suspended, reading had considered first reading, rules further suspended, read second time by title and referred to Committee of the Whole.

Senate Concurrent Resolution No. 5—Read first time, rules suspended, read second time by title and referred to Committee of the Whole.

Mr. Norcross moved to take up Senate Bill No. 93—An Act authorizing a State loan.

Carried.

Read third time and passed by the following vote:

YEAS—Messrs. Carah, Foster, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—27.

NAYS—Mr. Boston—1.

Absent—Messrs. Allen and Hoppin—2.

Mr. Folsom moved that House go into Committee of the Whole for the consideration of matters referred thereto.

Carried.

House in Committee of the Whole, with Mr. Russell in the chair.

HOUSE IN SESSION.

Mr. Speaker in the chair.

Mr. Speaker:

The Committee of the Whole have had under consideration Senate Concurrent Resolution No. 5, and report the same back to the House favorably.

Also, Senate Bill No. 91, and recommend that section 1 be stricken out.

Mr. Griffin moved that Assembly Bill No. 35 be taken up out of order.

Carried.

Assembly Bill No. 35—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties."

Senate amendments concurred in by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Griffin, Hamill, Harris, Langan, Lernhart, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—24.

Absent—Messrs. Folsom, Hilp, Hoppin, Locklin, Massey, and Pike—6.

Mr. Hamill moved Assembly Bill No. 16 be placed on top of the file.

Carried.

Mr. Norcross moved to take up Senate messages.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1893. }

To the Honorable the Assembly:

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

honorable body, Senate Bill No. 99, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 92, which this day passed the Senate : Yeas, 14 ; nays, none.

L. P. DAVIS,

Assistant Secretary of the Senate.

Mr. Allen in the chair.

Mr. Bell moved that Senate Bill No. 99 be now taken up.

Carried.

Senate Bill No. 99—An Act to provide revenue for the support of certain counties of the State of Nevada.

Read first time, rules suspended, read second time by title and referred to Nye county delegation.

Reported from delegation favorably.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Foulks, Hamill, Harris, Langan, Lernhart, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—22.

Absent—Messrs. Boston, Folsom, Griffin, Hilp, Hoppin, Locklin, Massey and Norcross—8.

REPORT OF SELECT COMMITTEE.

Mr. Speaker :

Your committee, consisting of the Washoe, Humboldt and Churchill delegations, have had Senate Bill No. 71 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. H. A. PIKE, Chairman.

Assembly Bill No. 16—An Act to amend sections two and four of an Act entitled "An Act amendatory of and supplementary to an Act entitled an Act to provide for the preservation of fish within the waters of this State," approved March 5, 1877, and to repeal section nine of said Act, approved March 19, 1891.

Senate amendments concurred in by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foster, Foulks, Hamill, Harris, Hilp, Langan, Lernhart, Logan, Manning, Melarkey, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Wheeler and Mr. Speaker—22.

NAYS—Mr. Massey.

Absent—Messrs. Folsom, Griffin, Hoppin, Locklin and Thies—5.

Not voting—Messrs. McCarthy and McNaughten—2.

Mr. Langan moved that Senate Bill No. 84 be taken up out of order.

Carried.

Senate Bill No. 84—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 ; approved as amended February 25, 1889.

Read third time and indefinitely postponed.

Senate Bill No. 86—Indefinitely postponed.

Mr. Reynolds moved to take up Senate message.

Carried.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6. 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body, Assembly Bill No. 61, which on motion was indefinitely postponed.

Also, Assembly Bill No. 120, which this day passed the Senate : Yeas, 8 ; nays, 6.

Also, Assembly Bill No. 85, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Senate Bill No. 98, which this day passed the Senate : Yeas, 13 ; nays, none.

Also, Assembly Bill No. 124, which this day passed the Senate : Yeas, 9 ; nays, 6.

L. P. DAVIS,
Assistant Secretary.

Mr. Wheeler moved to take up Senate Bill No. 76.

Senate Bill No. 76—An Act to amend an Act entitled “ An Act to provide for the election of School Trustees, and matters properly connected therewith.

Read third time and passed by the following vote :

YEAS—Messrs. Baston, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Locklin, Logan, Manning, Massey, Melarkey, McCarthy, McNaughten, Norcross, Reynolds, Richards, Russell, Thies, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Allen, Carah, Langan, Lernhart, Pike and Smith—6.

Absent—Messrs. Foster, Hoppin and Monahan—3.

Mr. Russell moved to take up Assembly Bill No. 91.

Carried.

Assembly Bill No. 91—An Act relating to certain contracts for the conditional sale, lease or hire of railroad and street railway equipment and rolling stock, and providing for the recording thereof.

Read third time and lost by the following vote :

YEAS—Messrs. Hamill, Harris, Richards, Russell and Wheeler—5.

NAYS—Messrs. Allen, Boston, Folsom, Foulks, Griffin, Hilp, Langan, Lernhart, Locklin, Logan, Manning, Melarkey, McCarthy, McNaughten, Monahan, Norcross, Reynolds, Smith and Mr. Speaker—19.

Absent—Messrs. Carah, Foster, Hoppin, Massey, Pike and Thies—6.

Mr. Boston moved to take up Senate Bill No. 90.

Carried.

Senate Bill No. 90—An Act to amend sections 217 and 227 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 lost by the following vote :

YEAS—Messrs. Boston, Logan, Massey, Richards and Mr. Speaker—5.

NAYS—Messrs. Foster, Harris, Hilp, Langan, Locklin, Manning, Melarkey, McNaughten, Monahan, Reynolds and Wheeler—11.

Absent—Messrs. Carah, Folsom, Foulks, Griffin, Hamill, Hoppin, Lernhart, Pike, Russell, Smith and Thies—11.

Not voting—Messrs. Allen, McCarthy and Norcross—3.

Hr. Harris moved to take up Senate messages.

Carried.

REPORT OF COMMITTEE ON ENROLLMENT.

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Enrolled Bill No. 120 with the engrossed copy, find the same correctly enrolled, and have this day delivered the same to the Governor.
M. G. FOSTER, Chairman.

Mr. Langan granted leave of absence.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body, Assembly Bill No. 104, which this day passed the Senate : Yeas, 14 ; nays, none.

Also, Assembly Bill No. 110, which this day passed the Senate : Yeas, 12 ; nays, none.

Also, Assembly Bill No. 127, which this day passed the Senate . Yeas, 10 ; nays, 3.

Also, Assembly Bill No. 102, which was lost in the Senate : Yeas, 7 ; nays, 6.

L. P. DAVIS,
Assistant Secretary of the Senate.

Mr. Norcross moved to take recess until 7 p. m.

Carried.

House took recess at 4:58 p. m.

HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the chair.

Roll called.

Quorum present.

Messrs. Foster and Boston granted leave of absence.

REPORT OF COMMITTEE ON CONTINGENT EXPENSES.

Mr. Speaker :

Your Committee on Contingent Expenses have had under consideration certain bills presented : To A. C. Pratt, for correcting Assembly Journal, and more particularly to comparing constitutional amendments spread on said Journal, and resolution introduced by Mr. Wheeler to that effect having passed the Assembly unanimously, and having examined the merits of the above bill, report it correct and recommend the adoption of the accompanying resolution, providing for its payment :

Resolved, That the Controller of State be and is hereby authorized to draw his warrant in favor of A. C. Pratt, Assistant Clerk of the Assembly, for the sum of \$20, the same to be paid from the Legislative Fund:

A. D. GRIFFIN, Chairman.

Resolution of Committee on Contingent Expenses adopted.

Assembly Concurrent Resolution No. 16—Relative to submitting to the people the question of calling a constitutional convention.

Read, roll called and resolution passed by the following vote :

YEAS—Messrs. Allen, Carah, Foster, Folsom, Foulks, Griffin, Hamill,

Harris, Hilp, Lernhart, Locklin, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Reynolds, Richards, Russell, Smith, Thies and Wheeler—23.

YAYS—Mr. Logan and Mr. Speaker—2.

Absent—Messrs. Boston, Hoppin, Langan, McCarthy and Pike—5.

Report of Committee on Enrollment :

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Bills Nos. 92 and 16 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Assembly Bills Nos. 108, 26 and 33—Laid upon the table.

Senate Bill No. 94—Read third time.

Mr. Wheeler moved to appoint a committee of one to amend the amendment by inserting in lieu of 1,000 the figures 500.

Carried.

Mr. Wheeler appointed, reported duty performed.

Senate Bill No. 94—Read as amended and passed by the following vote :

YEAS—Messrs. Allen, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

Absent—Messrs. Boston, Foster, Hoppin, Langan, McCarthy and Russell—6.

Mr. Massey moved to take up messages from the Governor.

Carried

MESSAGES FROM THE GOVERNOR.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 66, entitled an Act to amend an Act entitled "An Act to consolidate certain county offices in Esmeralda county, State of Nevada, to fix their compensation, and the compensation of other officers in said county," approved March 9, 1891.

Also, Assembly Bill No. 41, entitled "An Act to provide for uniform examinations for teachers' certificates and other matters properly connected therewith."

Also, Assembly Bill No. 116, entitled "An Act defining the duties of Sheriffs in relation to the filing and posting of licenses."

Also, Assembly Concurrent Resolutions Nos. 4 and 7, amending the Constitution,

R. K. COLCORD, Governor.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

GENTLEMEN : I herewith return to you, without my approval, Assembly Bill No. 107, entitled "An Act to provide revenue for the support of the government of the county of Nye, State of Nevada."

My objections to this bill are that it is in direct conflict with section 20,

Article IV. of the Constitution, requiring that "the Legislature shall not pass local or special laws * * * for the assessment and collection of taxes for State, county and township purposes;" also, with section 21, Article IV., commanding that "in all cases enumerated in the preceding sections, and in all other cases where a general law can be made applicable, all laws shall be general and of uniform operation throughout the State." There is a general law on this subject on our statute books at the present time (section 1,188, p. 344, General Statutes of Nevada) and, therefore, it can not be contended that a general law is impracticable. Further, the bill is in violation of section 1, Article X., which directs that "the Legislature shall provide by law for a uniform and equal rate of assessment and taxation." This constitutional provision "requires that all *ad valorem* taxes shall be at a uniform rate or percentage." [State v. Eastabrook, 3 Nevada, p. 173; City of Virginia v. Chollar-Potosi, 2 Nevada, p. 86; State v. Manhattan Silver Mining Company, 4 Nevada, p. 319.] This statute manifestly infringes upon provisions of the Constitution, and I fear the courts would hold it void.

I am informed that the friends of the bill have secured the passage of a general law covering this subject. This I am glad to learn, as this veto, in that event, will not leave Nye county unprovided with a measure her citizens earnestly desire.

I have the honor to be,

Very respectfully yours,

R. K. COLCORD, Governor.

Veto of the Governor sustained by the following vote :

YAYS—Messrs. Allen, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—24.

ABSENT—Messrs. Boston, Foster, Hoppin, Langan, McCarthy and Russell—6.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

GENTLEMEN—I herewith return to your honorable body, in which said measure originated, Assembly Bill No. 101, entitled an Act to amend an Act entitled "An Act to amend an Act to provide for the formation of corporations for certain purposes," approved March 10, 1865; approved March 18, 1891, without my approval. My objections to this Act are based upon the commands of Section 17, Article IV. of the Constitution of the State, that "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." The Legislature did not properly refer to the Act "approved March 18, 1891." 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 measure should intelligently refer to the last amendatory statute. This has not been done in this bill. The title of the Act is essentially different from the title of the Act specified in the amended Act. The words "entitled an Act" are omitted immediately preceding the words "to provide," etc., in the first line of the title to the bill. The Constitution declares that "no law shall

be revised or amended by reference to its title only." This provision does not authorize the Legislature to dispense with a reference to the title of the Act sought to be amended. It was intended by the framers of the Constitution that, in the revision or amendment of a statute, "the title of the Act to be amended should be referred to." [Feibleman vs. State, 98 Indiana, p. 520; State vs. Hallock, 19 Nevada, p. 387.] "The proper method of complying with this clause of the Constitution would be to correctly copy the title of the Act referred to. If any other course is pursued, it might lead to endless confusion and uncertainty, which, among other things, the constitutional provision intended to prevent." [19 Nevada, p. 387.]

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 correctly copy the title of the said statute. Failing to do this, it would be inoperative and void for a non-compliance with the constitutional provisions.

Were I to approve this bill, I am satisfied it would only cumber the laws of the State as a void Act. Regretting that it reached me so late in the session, I remain,

Very respectfully,

R. K. COLCORD, Governor.

Mr. Locklin granted leave of absence on committee duty.

Veto of the Governor on Assembly Bill No. 101 sustained by the following vote :

NAYS—Messrs. Allen, Boston, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Logan, Manning, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—23.

Absent—Messrs. Foster, Hoppin, Langan, Locklin, Massey, McCarthy and Russell—7.

Mr. Griffin moved to take up Senate Bill No. 98.

Carried.

Senate Bill No. 98—Read first time, rules suspended, read second time by title and referred to Washoe delegation.

Washoe delegation reported Senate Bill No. 98 favorably.

Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Carah, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—23.

Absent—Messrs. Foster, Folsom, Hoppin, Langan, Locklin, McCarthy and Russell—7.

Report of Committee on Enrollment :

Mr. Speaker :

Your Standing Committee on Enrollment have carefully compared Assembly Bills Nos. 35, 124 and 85 with the engrossed copies, find the same correctly enrolled, and have this day delivered the same to the Governor.

M. G. FOSTER, Chairman.

Mr. Boston moved to take up Senate Bill No. 91.

Carried.

Senate Bill No. 91—Laid upon the table.

Mr. Foulks moved that Assembly Bill No. 131 be taken up. Carried.
 Assembly Bill No. 131—Considered engrossed, read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Smith, Thies, Wheeler and Mr. Speaker—23.

NAYS—Mr. Allen.

Absent—Messrs. Foster, Hoppin, Langan, McCarthy, Richards and Russell—6.

Assembly Bill No. 67—Read third time and passed by the following vote :

YEAS—Messrs. Boston, Carah, Folsom, Foulks, Griffin, Harris, Hilp, Lernhart, Locklin, Massey, Melarkey, McNaughten, Norcross, Smith, Thies, Wheeler and Mr. Speaker—17.

NAYS—Messrs. Allen, Hamill, Logan, Monahan, Pike, Reynolds and Richards—7.

Absent—Messrs. Foster, Hoppin, Langan, Manning, McCarthy and Russell—6.

Assembly Joint Concurrent Resolution No. 4—Conference committee discharged and resolution laid upon the table.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
 CARSON CITY, March 6, 1893. }

To the Honorable the Assembly :

I have the honor to return to your honorable body, Assembly Bill No. 56, which passed the Senate : Yeas, 10 ; nays, 5.

L. P. DAVIS,
 Assistant Secretary of the Senate.

Senate Bill No. 80—Read third time and lost by the following vote :

YEAS—Messrs. Carah, Foulks, Griffin, Hamill, Hilp, Lernhart, Logan, Massey, McNaughten, Norcross, Pike, Richards, Smith, Wheeler and Mr. Speaker—15.

NAYS—Messrs. Allen, Boston, Folsom, Harris, Locklin, Manning, Melarkey, Monahan, Reynolds and Thies—10.

Absent—Messrs. Foster, Hoppin, Langan, McCarthy and Russell—5.

Assembly Bill No. 122—Laid upon the table.

Senate Bill No. 71—Read third time and passed by the following vote :

YEAS—Messrs. Allen, Boston, Foulks, Hamill, Harris, Hilp, Locklin, Manning, McNaughten, Norcross, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—16.

NAYS—Messrs. Carah, Folsom, Lernhart, Logan, Massey, Monahan, Pike, and Reynolds—8.

Absent—Messrs. Foster, Griffin, Hoppin, Langan, Melarkey and McCarthy—6.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker :

Your Committee on Ways and Means, to whom was referred Senate

Bill No. 85, beg leave to report the same back without recommendation.
W. H. A. PIKE, Chairman.

Mr. Speaker :

Your Committee on Enrollment have carefully compared Assembly Enrolled Bills Nos. 104, 110 and 127 with the engrossed copies, find the same correctly enrolled and have this day placed the same in the hands of the Governor.
M. G. FOSTER, Chairman.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body, Assembly Bill No. 64, which this day passed the Senate : Yeas, 9 ; nays, 6.

Also, Assembly Bill No. 130, which this day passed the Senate ; Yeas, 14 ; nays, none.

L. P. DAVIS,
Assistant Secretary of the Senate.

Senate Bill No. 74—Mr. Hamill moved that the House recede from its amendments.

Carried.

Bill read and passed by the following vote :

YEAS—Messrs. Boston, Carah, Foulks, Hamill, Harris, Hilp, Lernhart, Locklin, Logan, Manning, Melarkey, McNaughten, Monahan, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—19.

Absent—Messrs. Allen, Foster, Folsom, Griffin, Hoppin, Langan, Massey, McCarthy, Norcross, Pike and Reynolds—11.

Senate Concurrent Resolution No. 5—Relative to the protection of the mining industry of Nevada.

Read third time.

Roll called and resolution adopted by the following vote :

YEAS—Messrs. Allen, Carah, Folsom, Foulks, Griffin, Hamill, Harris, Hilp, Lernhart, Locklin, Manning, Massey, Melarkey, McNaughten, Monahan, Reynolds, Richards, Smith, Thies, Wheeler and Mr. Speaker—21.

NAYS—Messrs. Pike and Russell—2.

Absent—Messrs. Boston, Foster, Hoppin, Langan, Logan, McCarthy and Norcross—7.

Senate Bill No. 96—Indefinitely postponed.

Senate Bill No. 85—Read third time and lost by the following vote :

YEAS—Messrs. Folsom, Harris, Hilp, Richards and Smith—5.

NAYS—Messrs. Allen, Boston, Carah, Foulks, Griffin, Hamill, Lernhart, Locklin, Manning, Melarkey, McNaughten, Monahan, Norcross, Russell, Thies, Wheeler and Mr. Speaker—17.

Absent—Messrs. Foster, Hoppin, Langan, Logan, Massey, McCarthy, Pike and Reynolds—8.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of

State, Assembly Bill No. 120, entitled "An Act relating to military encampments."

Also, Assembly Bill No. 92, entitled an Act to amend An Act entitled "An Act in relation to levying and assessing taxes for State and county purposes." approved March 19, 1891.

Also, Assembly Bill No. 124, entitled "An Act to prevent the spreading of contagious diseases and to establish a State Board of Health."

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1893. }

To the Honorable the Assembly:

I have the honor to return to your honorable body, Assembly Bill No. 67, which this day passed the Senate: Yeas 15; nays, none.

L. P. DAVIS,

Assistant Secretary.

The House concurred in Senate amendments to Assembly Bill No. 67 by the following vote:

YEAS—Messrs. Allen, Boston, Carah, Folsom, Griffin, Hamill, Hilp, Lernhart, Locklin, Manning, Massey, Melarkey, McNaughten, Monahan, Norcross, Pike, Reynolds, Richards, Russell, Smith, Thies, Wheeler and Mr. Speaker—23.

Absent—Messrs. Foster, Foulks, Harris, Hoppin, Langan, Logan and McCarthy—7.

Mr. Pike moved to take from the table the resolution offered this morning relative to the hour of adjournment.

Carried.

Mr. Massey moved to take a recess subject to the call of the chair.

Carried.

House took recess at 9:40 p. m.

HOUSE IN SESSION

At 10:8 p. m.

Mr. Speaker in the chair.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly:

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 110, entitled an Act to amend an Act entitled "An Act to regulate proceedings in civil cases in courts of justice of this State, and to repeal all other Acts in relation thereto," approved March 8, 1869.

Also, Assembly Bill No. 127, entitled an Act to amend an Act entitled "An Act to provide for the organization and maintenance of historic, scientific and other literary societies," approved March 20, 1865.

Remaining yours, very respectfully,

R. K. COLCORD, Governor.

REPORT OF COMMITTEE ON ENROLLMENT.

Mr. Speaker :

Your Enrolling Committee have carefully compared Assembly enrolled Bills Nos. 64, 67 and 56, with the engrossed copies, find the same correctly enrolled and placed the same this day in the hands of the Governor.

M. G. FOSTER, Chairman.

House took recess subject to the call of the chair at 10:12 P. M.

HOUSE IN SESSION

At 10:43 P. M.

Mr. Speaker in the chair.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 64, entitled "An Act to provide for the completion of the walk around the Capitol grounds in Carson City."

Remaining, respectfully yours,

R. K. COLCORD, Governor.

Mr. Massey, after eulogizing the efficient and impartial manner in which he had presided over the Assembly, presented Speaker Bell, no behalf of the members of the House, with a gold-headed cane as a token of their appreciation of his services.

Speaker Bell, on accepting the same, expressed his high appreciation of the gift.

Mr. Bowler, by request of the members of the Assembly, presented Mr. Pike, as Speaker *pro tem.*, with a gold watch chain, with complementary remarks.

Mr. Pike responded cordially.

By Mr. Norcross :

WHEREAS, The members of the sixteenth session are deeply conscious of how courteous during the entire session has been the Speaker, Hon. T. J. Bell, to all the members, and of how fair and impartial has been his rulings ; now, therefore, be it

Resolved by the Assembly, That the thanks of the Assembly are due to the Speaker of the House, Hon. T. J. Bell, for such uniform courtesy and impartial rulings.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

I have this day approved and deposited in the office of the Secretary of State Assembly Bill No. 67, entitled "An Act to promote the progress and efficiency of the public schools by providing for State Teachers' Institutes."

Also, Assembly Bill No. 85, entitled "An Act to provide revenue for the support of the government of the State of Nevada."

Very respectfully,

R. K. COLCORD, Governor.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
CARSON CITY, March 6, 1893. }

To the Honorable the Assembly :

I have the honor herewith to return to your honorable body Assembly Bill No. 131, which this day passed the Senate: Yeas, 13; nays, none.

L. P. DAVIS,
Assistant Secretary of the Senate.

Mr. Massey moved the appointment of a committee of three to wait upon the Governor and ascertain if he had any further communications for this body.

Carried.

The Chair appointed Messrs. Massey, Folsom and Pike, who reported duty performed.

Mr. Allen moved a committee of three be appointed to wait upon the Senate and ascertain if that body had any further communications for this body.

Carried.

The Chair appointed Messrs. Allen, McNaughten and Foulks, who reported duty performed, and that the Senate had no further communications.

MESSAGE FROM THE GOVERNOR.

CARSON CITY, March 6, 1893.

To the Honorable the Assembly :

GENTLEMEN: As you are about to conclude your labors I feel that I would be lacking in the common sensibilities did I not embrace the opportunity, before final adjournment, to express to you my appreciation of the uniform courtesy with which I have been treated during the present session. I believe it is the first instance in the history of our State where every member of one House and the majority of the other were opposed politically to the Executive, but the generous and unselfish support received by me from all of the members of both bodies, without distinction of party, is abundant proof of personal good feeling, and, that where all are determined to work for the greatest good of the whole people, the question of politics is not seriously considered. Your work has been honest, earnest and, in many respects, important, and when carefully examined will be found to be, with possibly a few exceptions, in the interest of economy, retrenchment, and the general welfare of the people of the State. In severing our official connections and bidding you good bye I desire to express to each and every member my thanks, sincere and most hearty.

Your most obedient servant,

ROSWELL K. COLCORD,
Governor.

On motion, it was ordered that the Governor's message be spread in full on the Journal.

Report of Committee on Enrollment :

Mr. Speaker :

Your Committee on Enrollment have carefully compared Assembly

enrolled Bill No. 131 with the engrossed copy, find the same correctly enrolled, and have this day placed the same in the hands of the Governor.
M. G. FOSTER, Chairman.

A committee from the Senate appeared to inquire if the House had any further communications for the Senate.

On motion of Mr. Folsom, a vote of thanks was tendered the attaches of the Assembly for their efficient services.

The hour of 12 o'clock having arrived, the Speaker declared the sixteenth session of the Assembly of the State of Nevada adjourned *sine die*.

Approved :

T. J. BELL,
Speaker of the Assembly.

Attest : P. M. BOWLER, JR.,
Chief Clerk of the Assembly.

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| 2 | An Act to repeal an Act entitled "An Act supplementary to an Act entitled an Act to provide revenue for the support of the government of the State of Nevada," approved March 9, 1865, and Acts amendatory, approved March 17, 1891. Harris----- | 12, 26, 44, 52, 53, 125, 136, 175. |
| 3 | An Act to amend an Act entitled "An Act fixing the number of officers and attaches. Carah----- | 14, 15, 16, 17, 18, 42, 44, 47, 54, 55. |
| 4 | An Act providing for the publication of all bills allowed by the Boards of County Commissioners. Massey----- | 16, 25, 27, 28, 33, 47, 54. |
| 5 | An Act to repeal an Act entitled "An Act supplemental to an Act entitled an Act to provide revenue for the support of the government of the State of Nevada." Folsom----- | 16, 25, 44. |
| 6 | An Act granting leave of absence to Jacob Eggers, Assessor of Elko county. Massey----- | 22, 37, 38, 55, 65, 70. |
| 7 | An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services." (Substitute). McNaughten----- | 22, 23, 80, 118, 170. |
| 8 | An Act to fund the Court House Bond Fund indebtedness of Esmeralda county. McCarthy----- | 22, 23, 49, 51, 104, 107, 121, 130, 156, 160, 174, 184. |
| 9 | An Act to prohibit certain live stock from running at large upon streets, highways and commons of cities and towns. McCarthy----- | 22, 23, 36, 37, 39, 47, 48, 50, 71, 82, 105. |
| 10 | An Act to provide for a committee to frame a new Constitution. Norcross----- | 22, 23, 144, 152. |
| 11 | An Act to regulate the granting of certificates to teachers in public schools. Lernhart----- | 28, 54, 56, 57. |
| 12 | An Act to create a Legislative Fund. Hilp----- | 28, 30, 38, 41, 44. |
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