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**ASSEMBLY JOURNAL, 1913**

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OF THE

TWENTY-SIXTH SESSION

OF THE

LEGISLATURE OF THE STATE OF NEVADA

1913

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## ARRANGEMENT AND CONTENTS OF VOLUME

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|  |       |
|--|-------|
| INDEX TO ASSEMBLY BILLS.....                     | v     |
| INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS..... | xxii  |
| INDEX TO SENATE BILLS.....                       | xxiii |
| INDEX TO SENATE RESOLUTIONS AND MEMORIALS.....   | xxx   |
| ASSEMBLY RESOLUTIONS, TWENTY-FIFTH SESSION.....  | xxxI  |
| VETOED ASSEMBLY BILLS, TWENTY-FIFTH SESSION..... | xxxI  |
| ADDRESSES OF ASSEMBLYMEN.....                    | xxxii |
| ASSEMBLY PROCEEDINGS.....                        | 1-402 |
| ADDRESSES OF ATTACHÉS.....                       | 403   |
| GENERAL INDEX.....                               | 407   |



# INDEX TO ASSEMBLY BILLS

| No.   | Title  | Page   |
|-------|--|--|
| 1.    | An act making proof of injury inflicted by accidents occurring underground in mines <i>prima facie</i> evidence of negligence. Cole  | 9, 253, 288.   |
| 2.    | An act to make proof of injury inflicted by the locomotives or cars <i>prima facie</i> evidence of negligence in certain cases. Gardiner   | 9, 253, 285, 288.  |
| 3.    | An act to repeal an act entitled "An act creating and establishing a Nevada Bureau of Industry, Agriculture and Irrigation, providing for a Commission in charge thereof, creating the office of Commissioner of Industry, Agriculture and Irrigation, and fixing his compensation; defining the objects and purpose of said Bureau; prescribing the powers and duties of said Commission; appropriating funds for its support and maintenance, and to carry out its objects and purposes, and other matters relating thereto," approved March 17, 1911. Gardiner  | 9, 11, 134, 144, 170.                                    |
| 4.    | An act relating to the equipping of machinery used for boring or drilling holes in stopes and raises with water-jets or sprays or other means, to prevent the escape of dust, compelling the use of same and providing a penalty for violation thereof. Cole   | 9, 78, 89, 90, 146, 275, 312.                            |
| 5.    | An act to prohibit the granting of injunctions in strike troubles upon ex parte applications, and to provide for jury trials in all cases in which violations of injunctions shall be charged. Davis of Nye  | 13, 42, 45.  |
| 6.    | An act to prohibit the assignment of salaries and wages of married men except by an instrument in writing signed by the wife of such married man and witnessed by two disinterested witnesses. Davis of Nye  | 13, 59, 75.  |
| 7.    | An act requiring the examination of all school children to ascertain if they have defective eyesight or hearing or diseased teeth, or if they are addicted to mouth-breathing. Kelliher  | 13, 78, 89, 91.  |
| 8.    | An act to amend section 76 and to repeal section 78 of an act entitled "An act to regulate proceeding in civil cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911. Haight   | 14, 19, 20.  |
| ----- | Senate Substitute for Assembly Bill No. 8  | 73, 81, 109, 201.  |
| ----- | Substitute for Substitute for Assembly Bill No. 8. Joint Conference Committee  | 207, 239, 292, 312.                                      |
| 9.    | An act providing that no verdict, judgment or decree of a court shall be set aside, reversed, or a new trial granted in either a civil or criminal case for failure of a pleading to state a cause of action or defense, or for failure of an indictment, information or complaint to charge a crime, or for misdirection of a jury, or for the improper admission or rejection of evidence, or for any error or omission which does not result in a miscarriage of justice, and repealing all acts and parts of acts in conflict herewith. Haight   | 14, 356.   |
| 10.   | An act to limit expenditures for campaign and election purposes to candidates, their political agents, and managing committees of political parties; to prescribe the manner of appointment of such agents; to limit the contributions, expenditures and liabilities of candidates, political agents, and managing committees of political parties; to define, prohibit and punish corrupt and illegal practices in connection with primary, special and general elections; to secure and protect the purity of the ballot; to prohibit distributing of liquors and cigars by candidates for office; to prohibit and punish the making, publication and circulation of false charges and statements against candidates, the doing of any act tending to deceive or interfere with the voter; and to provide for furnishing information to electors. Sullivan | 14, 94, 99, 128, 138, 139, 140, 218, 275, 276, 320, 399. |
| 11.   | An act to amend an act entitled "An act fixing the fees and compensation of witnesses in criminal cases in and for the county of Lander, State of Nevada, and providing payment therefor," approved March 8, 1909. Liddell   | 19, 36, 37, 40, 42, 72, 105, 194.                        |
| 12.   | An act to tax gifts, legacies and inheritances in certain cases, and to provide for the collection thereof. Sullivan   | 20, 210.   |
| ----- | Substitute for Assembly Bill No. 12. Judiciary Committee   | 210, 217, 221, 230, 232, 364, 368.                       |
| 13.   | An act defining the obtaining of labor under false representation and pretense, prescribing a penalty therefor, and regulating the recovery in civil process of wages for labor so obtained. Davis of Humboldt   | 20, 93.  |
| 14.   | An act to incorporate the Nevada Baptist Convention. Holmes  | 22, 42, 46, 53, 58.                                      |
| 15.   | An act for the relief of T. N. Evans for expenses incurred while rendering services to the State of Nevada under instructions from the Governor. Holmes  | 23, 94, 98, 107, 142, 159, 167, 214, 275, 312.           |



| No.   | Title   | Page   |
|-------|---|--|
| 16..  | An act to regulate the time and manner of payment of wages of employees in mines, mills and smelters. Barnes.....   | 23, 230, 247.                                |
| 17..  | An act to amend an act entitled "An act relating to marriage and divorce." Barnes.....  | 23, 56, 57, 70.                              |
| ----- | Substitute for Assembly Bill No. 17. Judiciary Committee.....   | 56, 57, 70, 71, 111, 129, 194.               |
| 18..  | An act to amend section 311 of "An act to regulate proceedings in criminal cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911, being section 7161 of the Revised Laws of Nevada. Schoer.....   | 23, 34, 36, 53.                              |
| 19..  | An act requiring a bond for the protection of laborers and materialmen on public buildings and structures, providing for the filing of such bonds and the giving and effect of certified copies thereof, creating a penalty for failure to exact such bonds relating to actions thereon, to procedure in such actions, and allowing an attorney's fee to the prevailing party. Gardiner.....  | 23, 42, 46, 53, 89.                          |
| ----- | Substitute for Assembly Bill No. 19.....  | 194.   |
| ----- | Senate Substitute for Assembly Substitute Bill No. 19.....  | 194, 236, 278, 320.                          |
| 20..  | An act relating to the form of printing briefs and transcripts when submitted to the Supreme Court of the State of Nevada on appeal. Schoer.....  | 24, 42, 46, 47, 48, 53, 82.                  |
| 21..  | An act to amend an act entitled "An act to amend 'An act fixing the compensation of county and township officers in Nye County, State of Nevada, and pertaining to the collection of fees arising from such offices, and regulating the conduct thereof, and to repeal all acts or parts of acts conflicting therewith,' approved March 24, 1909, being chapter CLXXVII, Laws of 1909," approved March 18, 1911. Cole.....  | 24, 52, 55, 59, 85, 105, 194.                |
| 22..  | An act to amend an act entitled "An act providing a general corporation law," approved March 16, 1903. Forman.....  | 24, 26, 42, 47, 69, 164, 174, 211, 275, 312. |
| 23..  | An act to provide for the sprinkling of dry ores in mines of Nevada and sprinkling attachments to drills operated by power in the mines of Nevada, in the interest of public health. Davis of Nye.....  | 24, 146.                                     |
| 24..  | An act requiring legislative counsel and legislative agents retained or employed for compensation by any person, firm, corporation or association to promote or oppose the passage of acts or resolutions, or the approval of the same, to file with the Secretary of State a statement in writing subscribed by such counsel or agent stating the name of the person, firm, corporation or association by whom or on whose behalf he is retained or employed, together with a brief description of the legislation in reference to which such service is to be rendered, requiring an itemized statement of expenditures to be filed, prohibiting legislative agents or counsel from going upon the floor of the Legislature, and providing penalties for the violation of this act, with an emergency clause. Kelliher..... | 26, 42, 46.                                  |
| 25..  | An act providing for the free use of all public schoolhouses and property and to establish a civic center at each and every schoolhouse in the State of Nevada, and to provide for the maintenance of the same out of the school fund of the State of Nevada, and providing for the conduct and management of the same. Kelliher.....   | 27, 78, 89, 91, 92, 105.                     |
| 26..  | An act to provide for prompt relief and medical attention in case of accidents to employees and travelers upon railroads by compelling common-carrier railroads to maintain hospital cars. Kelliher.....  | 27, 82.                                      |
| ----- | Substitute for Assembly Bill No. 26. Committee on Corporation and Railroads.....  | 82, 89, 92, 119, 120, 142.                   |
| 27..  | An act to regulate the issuance of restraining orders and injunctions and procedure thereon, and to limit the meaning of conspiracy in certain cases. Kelliher.....   | 27, 42, 46.                                  |
| 28..  | An act to pay the deficiencies in the appropriations for the years of 1911 and 1912. Ways and Means Committee.....  | 34, 42, 47, 53, 56, 164, 180, 194.           |
| 29..  | An act to amend "An act relating to public schools and repealing certain Acts relating thereto," approved March 20, 1911. Lee.....  | 34.  |
| 30..  | An act to amend an act entitled "An act providing for the disposition of poll-tax collections," approved March 27, 1911. Reynolds.....  | 34, 69, 77, 83, 105, 134, 157, 194.          |
| 31..  | An act to repeal an act entitled "An act requiring County Commissioners to give bonds and providing additional security for the proper disbursement of public money," approved March 2, 1883. Reynolds.....   | 35, 43, 45, 94.                              |
| 32..  | An act to fix the salary of the Constable of Wadsworth Township, Washoe County, State of Nevada. Washoe Delegation.....   | 35, 39, 40, 72, 105, 194.                    |
| 33..  | An act for the relief of the county of Esmeralda, State of Nevada. Oliver.....  | 35, 120, 132, 139.                           |
| 34..  | An act to amend section 4867 of the Revised Laws of Nevada, 1912. Hummel.....   | 36, 69, 75, 87.                              |
| 35..  | An act to amend an act entitled "An act concerning public schools and repealing certain acts relating thereto," approved March 20, 1911. Russell.....   | 37, 116, 131, 157, 275, 320.                 |
| 36..  | An act to amend an act entitled "An act to provide for the destruction of noxious animals and to repeal an act relating thereto," approved February 3, 1887. Harris.....  | 37, 81, 87.                                  |

| No.  | Title   | Page  |
|------|---|---|
| 37.. | An act to amend an act entitled "An act to insure the better education of practitioners of dental surgery, etc.," approved March 16, 1905. Harrington.....  | 39, 56, 75.   |
| 38.. | An act to provide for lien on mare and offspring for service of stallion. Liddell.....  | 39, 75, 236.  |
|      | .....Substitute for Assembly Bill No. 38. Judiciary Committee.....  | 236, 281, 373, 399.                                   |
| 39.. | An act for the payment of costs in an original proceeding in the Supreme Court against the State of Nevada. Kearns.....   | 39, 116, 130, 139.                                    |
| 40.. | An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles. Kearns.....  | 40, 230, 249, 272, 292.                               |
| 41.. | An act providing for a state highway. Harris.....   | 43.   |
| 42.. | An act to amend an act entitled "An act to regulate proceedings in civil cases in this State and to repeal all other acts in relation thereto," approved March 17, 1911. Brandon.....   | 43, 56, 61.   |
|      | .....Senate Substitute for Assembly Bill No. 42.....  | 194, 253, 287, 320.                                   |
| 43.. | An act defining and relating to wage brokers, regulating assignments of wages and salaries as securities for loans, and fixing a maximum rate of interest for loans upon wages and salaries, and providing penalties for the violation thereof. Kelliher.....   | 43, 163, 173.   |
| 44.. | An act authorizing and directing the State Controller and State Treasurer to transfer certain moneys. Schoer.....   | 44.   |
| 45.. | An act to regulate the practice of attorneys and counselors at law before the courts of this State when said attorneys are officers, clerks, stenographers, or attachés of said court. Oliver.....  | 44, 85, 91, 99.                                       |
| 46.. | An act requiring County Commissioners to give bonds and providing additional security for the proper disbursement of public money. Russell.....   | 44, 56, 61, 109, 122, 142.                            |
| 47.. | An act granting aid to the State Agricultural Society for the purpose of holding state fairs during the years 1913 and 1914, and to repair the buildings and grounds of the society for the years 1913 and 1914. Bachenberg.....  | 45, 143, 148, 149, 150, 151, 164, 165, 214, 236, 312. |
| 48.. | An act to amend section 1 of an act entitled "An act to amend section 1 of an act entitled 'An act to provide for the destruction of noxious animals, and to repeal an act relating thereto,' approved February 3, 1887," approved March 24, 1911. Fitzgerald of Elko.....  | 45, 82, 89, 105, 164, 180, 194.                       |
| 49.. | An act providing for the appointment of a steward, cook and nurse for the county hospital of Elko County and fixing their salaries, and authorizing and requiring the Board of County Commissioners to advertise for bids and let contracts to furnish stores, supplies and fuel for the county hospital and county jail, to provide for the appointing of a cook for the county jail, and other matters relating thereto. Russell..... | 45.   |
| 50.. | An act to amend section 259 of an act entitled "An act to regulate the settlement of the estates of deceased persons," approved March 23, 1897, it being section 6116 of Revised Laws of Nevada, 1912. Fitzgerald of Eureka and Haight.....   | 45, 59, 83, 123, 175, 183, 193, 236, 312.             |
| 51.. | An act to amend an act to provide for the care of the insane of the State of Nevada and create a fund for the purpose. Harris.....  | 49, 69.   |
|      | .....Substitute for Assembly Bill No. 51. Judiciary Committee.....  | 69, 83, 144, 167, 185, 210, 312.                      |
| 52.. | An act punishing lessees for defrauding lessors of royalties; penalty for defrauding. Oliver.....   | 49, 69, 76.   |
| 53.. | An act to amend section 27 of an act entitled "An act providing a general corporation law," approved March 16, 1903, the same being section 1131 of the Revised Laws of Nevada. Lozano.....   | 50, 110, 121, 173, 193, 312.                          |
| 54.. | An act to promote the public safety by requiring common-carrier railroads to provide and equip all locomotives in road service with headlights of lighting capacity of 1,500 candle-power, and prescribing penalty for the violation of the provisions thereof. McBride.....  | 50, 70, 77, 79, 93, 98, 132, 147, 194.                |
| 55.. | An act to amend an act entitled "An act in relation to money of account and interest," approved November 28, 1861. Mighels.....   | 50, 59, 75, 76, 134, 157, 194.                        |
| 56.. | An act to amend section 2 of an act entitled "An act to segregate certain county offices in Elko County, State of Nevada, and fixing their salaries, to take effect on the first Monday in January, 1909," approved March 27, 1907. Russell.....  | 50, 110, 121, 142, 210, 312.                          |
| 57.. | An act to provide for the safety of workmen employed in and about the construction, alteration, painting, repairing, and cleaning of buildings within this State. Davis of Nye.....   | 50, 163, 180, 186.                                    |
| 58.. | An act to amend an act entitled "An act concerning apprentices," approved March 8, 1879. Davis of Nye.....  | 50, 89, 98, 137, 218, 233.                            |



| No. | Title   | Page   |
|-----|---|--|
| 59  | An act authorizing and directing the State Controller and the State Treasurer to transfer certain moneys. Schoer.....   | 51, 70, 75, 76, 124, 147, 194.               |
| 60  | An act fixing the salary of the Sheriff of Storey County, Nevada. Hummel.....   | 51.  |
|     | Substitute for Assembly Bill No. 60. Storey Delegation.....   | 97, 105, 113, 114.                           |
| 61  | An act relating to the appointment of Deputy Sheriffs, Constables and other peace officers in counties, cities and towns of this State, and to fix a penalty for the violation of the provisions of this act, and to repeal all other acts and parts of acts in conflict herewith. Adams.....   | 52, 70, 123, 138.                            |
| 62  | An act to amend an act entitled "An act to segregate the offices of Sheriff and County Assessor in Lyon County, State of Nevada, and fixing the salaries of said officers, to take effect on the first Monday in January, 1913," approved March 18, 1911. Friedhoff of Lyon.....  | 52, 111.                                     |
|     | Substitute for Assembly Bill No. 62. Lyon Delegation.....   | 111, 122, 172, 183, 208, 312, 323, 389, 390. |
| 63  | An act to amend 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 and to repeal certain acts relating thereto,' approved March 23, 1891, and to all acts amendatory thereof and to provide for a state license upon the business of disposing at retail or wholesale of spirituous, malt or vinous liquors in this State, and provide penalties for violation thereof," approved March 15, 1905. White Pine Delegation..... | 54, 102, 107, 123, 363, 364, 378.            |
| 64  | An act to provide for the conditional sale of railroad and street railway equipment or rolling stock, to regulate the making and recording of contracts therefor and declarations of the payment or performance thereof, and to authorize their recordation in the office of the Secretary of State. Cole.....  | 54, 226, 235, 303, 312, 337, 347, 393, 399.  |
| 65  | An act to protect the wages of labor and providing penalties for the violation of the same. Reynolds.....   | 58, 201, 222, 342, 347, 370, 399.            |
| 66  | An act to prevent the obtaining of labor under false representation or pretense, and prescribing a penalty therefor. Davis of Humboldt.....   | 60, 93, 99, 185, 342, 361.                   |
| 67  | An act to provide for the construction of a public highway, and making an appropriation therefor. Fitzgerald of Elko.....   | 60, 163, 173, 181.                           |
|     | Substitute for Assembly Bill No. 67—An act to provide for the construction of a public highway, and making an appropriation therefor. Fitzgerald of Elko.....   | 184, 185, 188, 189, 202, 217, 302, 307, 325. |
| 68  | An act to repeal an act entitled "An act to fix the salary of the Justice of the Peace of Caliente Township, Lincoln County, State of Nevada," approved March 13, 1911. Lincoln Delegation.....   | 60, 78, 89, 105, 134, 163, 194.              |
| 69  | An act to amend an act entitled "An act authorizing the appointment of extra Deputy Sheriffs in and for Lincoln County, Nevada, fixing their salaries and other matters relating thereto," approved March 8, 1905. Lincoln Delegation.....  | 60, 78, 90, 105, 147, 194.                   |
| 70  | An act making proof of injury inflicted by explosions of all or any kind of explosives in surface workings of mines <i>prima facie</i> evidence of negligence. Davis of Nye.....  | 60.  |
| 71  | An act to require that salaries and wages of married men in certain cases shall not be assigned except by an instrument in writing signed by the wife; providing for a certificate to protect the party on whom the assignment is made, and creating a penalty for a false statement in such certificate. Davis of Nye.....   | 73, 85, 90, 95.                              |
| 72  | An act to improve the health and morals of women employed in manufacturing, mechanical and mercantile establishments and laundries. Davis of Nye.....   | 73.  |
| 73  | An act authorizing the County Commissioners of Lander County, Nevada, to appoint a night watchman for the town of Battle Mountain upon receipt of petition therefor; to fix the salary of night watchman and prescribing what said petition shall contain. Liddell.....   | 73, 82, 91, 111, 194.                        |
| 74  | An act to prohibit illicit resorts from advertising their places of business in theaters and on the public streets, and prohibiting others from receiving such advertisements, and prescribing a penalty for the violation of this act. Williams.....   | 73, 110, 119, 129, 275, 312.                 |
| 75  | An act to amend an act entitled "An act to regulate the fees and compensation for official and other services in the State of Nevada," approved February 27, 1883. Forman.....  | 74, 384.                                     |
| 76  | 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. Forman.....  | 74, 384.                                     |
| 77  | An act to limit the number of non-English-speaking persons to be employed in or about mines, mills, smelters, and other plants or works for the reduction, concentration or refining of ores or metals, so as to better preserve the health and protect the safety of those engaged in such work or occupation, and to provide penalties for the violation of this act. Hummel.....   | 74, 168.                                     |



| No.   | Title  | Page   |
|-------|--|--|
| ----- | Substitute for Assembly Bill No. 77. Committee on Mines and Mining   | 168, 189, 216, 378, 392.                         |
| 78.   | An act authorizing the counties of this State, at their local option, by a majority vote of the qualified electors of any such county, at general or special elections, to legalize under certain conditions and restrictions and for certain licenses and revenues, the carrying on, conducting, operating and playing at games and gaming devices otherwise prohibited by law, and repealing any and all parts of acts in conflict herewith. Adams | 74.  |
| 79.   | An act to promote the public safety by requiring common-carrier railroads to provide adequate train crews, and defining such crews, and prescribing a penalty for the violation of the provisions thereof. Cole  | 79, 110, 123, 131, 136, 202, 275, 312.           |
| 80.   | 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. Lee  | 79, 93, 116, 130.                                |
| 81.   | An act to provide for the investigation and demonstration of underground water resources of the State of Nevada in cooperation with the United States Geological Survey, and also for the investigation of irrigation possibilities therefrom, and to make appropriation for the expense of such investigation and determination. Kelliher   | 80, 193, 217, 224, 233.                          |
| 82.   | An act appropriating three hundred dollars for the watering and care of the Grand Army Cemetery at Carson City, Nevada. Mighels  | 80, 94, 98, 107, 214, 236, 312.                  |
| 83.   | An act to amend an act entitled "An act to prohibit blacklisting, and prescribing penalties for the violation thereof," approved March 24, 1905, and repealing section 3 thereof. Gardiner   | 80, 100.   |
| 84.   | An act fixing and regulating the salaries and fees of the Justices of the Peace of Lyon County, State of Nevada, and providing for the payment of the same. Friedhoff of Lyon  | 80, 105, 114, 134, 147, 194.                     |
| 85.   | An act relating to the transfer of negotiable instruments and other choses in action, and to make proof of certain facts <i>prima facie</i> evidence in certain actions pertaining thereto, in the courts of the State of Nevada. Haight   | 80, 123, 140, 157, 168, 239, 295, 312.           |
| 86.   | An act to provide for the payment of actual expenses and per diem to the several County Commissioners of Humboldt County, Nevada, while engaged in inspecting public improvements. LaPoint   | 80, 120, 132, 157, 214, 312.                     |
| 87.   | An act authorizing the Board of County Commissioners of Humboldt County, State of Nevada, to regulate and fix the compensation of all Justices of the Peace and Constables within Humboldt County, Nevada, excepting those of Lake Township and Union Township within said county, and repealing all other acts in so far as they may conflict with this act. LaPoint  | 81, 120, 132, 164, 180, 194.                     |
| 88.   | An act providing additional fines and punishments in certain public offenses committed in the State of Nevada. Baird   | 82, 123.   |
| ----- | Substitute for Assembly Bill No. 88. Judiciary Committee   | 138, 143, 156, 214, 275, 312.                    |
| 89.   | An act providing for flagmen or guards at certain railroad crossings, and providing penalties for violation of the same. Adams   | 82, 142, 158, 227.                               |
| 90.   | An act to regulate the practice of pharmacy and the use and sales of poisons and drugs in the State of Nevada, providing for a State Board of Pharmacy and defining its powers and duties, and fixing penalties for the violation thereof. Swezy   | 82, 143, 159, 160, 172, 193, 275, 276, 320, 372. |
| 91.   | An act regulating the placing, erection, use and maintenance of electric poles, wires, cables and appliances, and providing a punishment for the violation thereof. Harris   | 84, 163.   |
| ----- | Substitute for Assembly Bill No. 91. Committee on Labor  | 163, 169, 172, 187, 188, 206, 331, 378.          |
| 92.   | An act to amend section 346 of an act entitled "An act to regulate proceedings in civil cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911. LaPoint   | 86, 116, 130, 272.                               |
| 93.   | An act to amend an act entitled "An act to regulate the settlement of the estates of deceased persons," approved March 23, 1897. Hussman   | 86, 102, 106, 116, 144, 163, 168, 194.           |
| 94.   | An act entitled an act to amend an act entitled "An act fixing the compensation of county and township officers in Nye County, State of Nevada, and matters pertaining to the collection and disposition of fees arising from such offices, and regulating the conduct thereof, and to repeal all acts or parts of acts conflicting therewith," approved March 24, 1909. Barnes  | 86, 205, 206, 218, 275, 320.                     |
| 95.   | An act to amend an act entitled "An act to create Judicial Districts in the State of Nevada, provide for the election of District Judges therein and to fix their residences and salary, and to repeal all other acts in relation thereto," approved March 27, 1907. Barnes  | 86.  |
| 96.   | An act pertaining to the form of denials in pleadings in civil actions in the State of Nevada. Gardiner  | 86, 102, 106, 144, 163, 194.                     |

| No.   | Title  | Page   |
|-------|--|--|
| 97.   | An act to provide a law for the conservation of underground waters in the State of Nevada, providing for casing and capping wells, and providing a penalty for violation of the provisions of such act. Clark Delegation.....  | 87, 117, 130, 164, 166,<br>185, 210, 312.            |
| 98.   | An act to amend section 3 of an act of the Legislature of the State of Nevada, entitled "An act to create a Board of County Commissioners in the several counties of this State and to define their duties and powers," approved March 8, 1865. LaPoint.....   | 87, 102, 106, 144, 147,<br>157, 194.                 |
| 99.   | An act relating to the issuing of permits for the appropriation of waters where the works to be constructed under such permits or the point of diversion or place of intended use are situated without the State of Nevada. Swezy.....   | 87, 134, 152, 154.                                   |
| 100.  | An act to create an additional legislative fund. Schoer.....   | 95.  |
| 101.  | An act relating to the destruction of wild horses, requiring a permit therefor, and providing a penalty for the violation thereof. Holmes.....   | 95, 110, 118, 119, 123,<br>214, 218, 252, 301, 312.  |
| 102.  | An act reapportioning Senators and Assemblymen of the several counties to the Legislature of the State of Nevada. Hash.....  | 95, 116, 130.  |
| ..... | Substitute for Assembly Bill No. 102—An act reapportioning Senators and Assemblymen of the several counties to the Legislature of the State of Nevada. Hash.....   | 255, 320, 355.                                       |
| 103.  | An act to amend an act entitled "An act defining the rights of husband and wife," approved March 10, 1873, and limiting the time within which the husband, his heirs or assigns, may bring action to show property heretofore or hereafter conveyed by a married woman to be community property. Gardiner.....   | 95, 123, 136.  |
| 104.  | An act to amend an act entitled "An act concerning crimes and punishments, and repealing certain acts relating thereto," approved March 17, 1911; effective January 1, 1912. Hummel.....   | 96, 116, 130.  |
| 105.  | An act establishing a state institution for delinquent boys, providing for the purchase of a site, erection of buildings, organizing the government of said school and providing for the maintenance thereof, and appropriating funds for such purposes. Cole.....   | 100, 185, 210, 316, 317,<br>330, 392, 396, 397, 399. |
| 106.  | An act to amend an act entitled "An act to regulate the settlement of estates of deceased persons," approved March 23, 1897. Kearns.....   | 97, 116, 130, 399.                                   |
| 107.  | An act to provide for the measurement of water used on irrigated areas, the determination of the losses from irrigating ditches and the remedies therefor, and a study of the evaporation losses and remedies therefor, and a study of the best methods of distributing and applying water to growing crops in the State of Nevada in cooperation with the United States Department of Agriculture, the Nevada Agricultural Experiment Station and the State Engineer. Williams.....   | 103, 116, 129, 139, 154,<br>389, 399.                |
| 108.  | An act to establish a State Industrial School for Juvenile Delinquents, to provide for the management and maintenance of the same, and to make an appropriation therefor. Lozano.....  | 103, 185, 210.                                       |
| 109.  | An act to provide for the protection of farms and farm products and to prevent the introduction into this State of noxious insects, pests or contagious diseases injurious to farms and farm products, providing for a quarantine for the enforcement of this act, making a violation of said quarantine a misdemeanor, and providing a penalty therefor. Davis of Nye.....  | 103, 193, 216.                                       |
| 110.  | An act to prohibit the blacklisting by any employer of employees and to regulate their discharge, dismissal, removal or suspension, and for the preparation, filing and recording of statements by the employer or by its officers or agents, specifying the names and addresses of the employees so discharged, dismissed, removed or suspended, with the statement of all grounds for such discharge, dismissal, removal or suspension, and the verification of such statement by oath, and for the filing and recording thereof, and to prohibit the blacklisting of employees who voluntarily leave the service of any employer, and to provide redress for the violation of this act. Davis of Nye..... | 103, 206.  |
| ..... | Substitute for Assembly Bill No. 110. Committee on Labor.....  | 206, 217, 221, 229, 384,<br>387, 388, 399.           |
| 111.  | An act to regulate the disposition of live stock in settlement of pasturage or feed bills. Holmes.....   | 104, 124, 145, 210, 218,<br>342, 361.                |
| 112.  | An act providing for the prosecution and punishment of crimes, misdemeanors and offenses by information. Judiciary Committee.....  | 104, 110, 122, 133, 239,<br>255, 377, 380, 399.      |
| 113.  | An act to amend an act entitled "An act to provide for the appointment of Notaries Public, fixing their term of office, and enlarging the territory within which they may act," approved February 26, 1907, by adding thereto a new section to be known as section 4. Judiciary Committee.....   | 104, 110, 121, 172,<br>193, 312.                     |
| 114.  | An act to amend section 220 of an act entitled "An act to regulate proceedings in civil cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911, the same being section 576 of the Revised Laws of Nevada, 1912. Judiciary Committee.....  | 104, 110, 118, 144,<br>157, 194.                     |



| <i>No.</i> | <i>Title</i>   | <i>Page</i>                                     |
|------------|--|---|
| 115.       | An act supplemental to an act entitled "An act to provide revenue for the government of the State of Nevada, and to repeal certain acts relating thereto," approved March 23, 1891. Judiciary Committee.....   | 104, 110, 121, 133, 172,<br>205, 218, 275, 312. |
| 116.       | An act to amend an act entitled "An act concerning public schools, and repealing certain acts relating thereto," approved March 20, 1911. Lee....  | 105, 152, 166, 276, 312.                        |
| 117.       | An act fixing the compensation of certain county officers of Esmeralda County, in the State of Nevada, regulating the appointments, number and compensation of their deputies and attachés and requiring the said officers to make reports to the Board of County Commissioners of Esmeralda County, and repealing all acts and parts of act in conflict herewith. Esmeralda Delegation.....   | 112, 213.                                       |
|            | .....Substitute for Assembly Bill No. 117.....   | 213, 222, 233.                                  |
| 118.       | An act fixing the salaries of the county officers of Lander County, State of Nevada, and other matters properly connected therewith. Lander Delegation.....  | 112, 113, 118, 134, 163,<br>194,                |
| 119.       | An act providing for a state road to be known as the Nevada State Highway, and establishing a route therefor. Harris.....  | 112, 128, 140, 141, 157,<br>239, 240, 295, 312. |
| 120.       | An act to amend an act entitled "An act fixing the salary of Constable in and for Goldfield Township, Esmeralda County, State of Nevada, and providing for payment thereof," approved March 20, 1909, and repealing all acts and parts of acts in conflict herewith. Esmeralda Delegation.....   | 112, 116, 131, 213, 236,<br>312.                |
| 121.       | An act relating to the compensation of injured workmen in the industries of this State, and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees, and repealing all acts and parts of acts in conflict with this act. Forman..... | 112, 142, 144, 159, 239,<br>301, 312.           |
| 122.       | An act to amend section 177 of an act entitled "An act concerning crimes and punishments and repealing certain acts relating thereto," approved March 17, 1911, effective January 1, 1912. Holmes.....   | 113, 147, 161, 169, 170,<br>171, 174, 177, 179. |
| 123.       | An act to consolidate certain county offices in and for the county of Churchill, State of Nevada, to take effect on the first Monday in January, 1915. Churchill Delegation.....   | 117, 124, 137, 193, 302,<br>312.                |
| 124.       | An act for the relief of the city of Reno. Lozano.....   | 117, 143, 155, 191, 192,<br>330, 354.           |
| 125.       | An act to amend section 1 of an act entitled "An act entitled 'An act to prevent pollution or contamination of the waters of the lakes, rivers, streams and ditches in the State of Nevada, prescribing penalties and making an appropriation to carry out the provisions of this act,' approved March 20, 1903," and further approved March 12, 1907, March 24, 1909, and March 10, 1911. Davis of Nye.....   | 117, 213, 231, 276, 395,<br>399.                |
| 126.       | An act to amend an act entitled "An act relating to children who are now or may hereafter become dependent, neglected or delinquent; to define these terms and to provide for the treatment, control, maintenance, protection, adoption and guardianship of the person of such child or children," approved March 24, 1909. Davis of Nye.....  | 117, 147, 168, 186, 187,<br>275, 312.           |
| 127.       | An act to amend an act entitled "An act to regulate and license the hunting of game birds and animals and the taking or catching of fish, and to provide revenue therefrom for game and fish preservation and protection and to prescribe a penalty for the violation thereof, and to make an appropriation for the purpose of carrying out the objects of this act," approved February 26, 1909. Mighels.....   | 117, 129, 154.                                  |
| 128.       | An act defining commission merchants, providing for a license for the conduct of the business of commission merchants and the procedure for obtaining the same, also providing regulations for the conduct of the said business and for penalties for violation of this act. Kelliher.....   | 118, 193, 216.                                  |
| 129.       | An act to regulate the use of drinking cups, glasses or vessels of any kind to be used in common, for the purpose of drinking therefrom on railroad trains, public schools, halls, churches and other places, and providing for the punishment for violation of this act. Kelliher.....  | 118, 152, 167, 215.                             |
| 130.       | An act to regulate hunting, fishing and the discharging of firearms within inclosed fields, providing a penalty therefor, and other matters relating thereto. Brandon.....   | 120, 142, 155, 165.                             |
| 131.       | An act fixing and regulating the compensation of the District Attorney and ex officio Public Administrator in and for White Pine County, Nevada, and repealing all acts and parts of acts in conflict therewith. Baird.....  | 125, 134, 154, 181, 210,<br>312.                |
| 132.       | An act to authorize the deposit of state moneys in the banks of this State, and to repeal all acts and parts of acts in conflict with this act. Sullivan....   | 125, 143, 158, 275, 312.                        |

| No.  | Title  | Page  |
|------|--|---|
| 133. | An act to reimburse George E. Anderson for unpaid services rendered the State of Nevada during the year 1912, the said services being unpaid because of insufficient appropriation by the Legislature of 1911. Schoer  | 125, 201, 205, 213, 222,<br>224, 233, 302, 320. |
| 134. | An act providing, in certain cases, for actions for separate maintenance by the wife against her husband, permitting suitable allowances for the prosecution of the action and for the support and custody of the children, and establishing the remedies, procedure and venue in such actions. Gardiner   | 125, 143, 155, 214, 275,<br>312.                |
| 135. | An act providing for original proceedings in the Supreme Court of the State of Nevada to secure rulings from that court upon the constitutionality or interpretation of acts of the Legislature of said State, and the effect of such rulings. Gardiner  | 126, 143, 159, 275, 276,<br>320, 354.           |
| 136. | An act providing that no supplies, binding or printing shall be furnished by the State Printer except upon written orders therefor by the Board of Examiners, for the furnishing of bills therefor by the State Printer, and for a publication of the totals of such bills by the State Printer, by the State Controller, and by all persons as defined in this act receiving such supplies, binding or printing. Gardiner | 126, 327, 344.                                  |
| 137. | An act relating to the time of performance of certain acts provided to be done either by law or contract when the day of performance falls upon a holiday or a nonjudicial day. Judiciary Committee  | 126, 143, 160, 213, 236,<br>312.                |
| 138. | An act to amend an act entitled "An act to amend section 1 of an act entitled 'An act authorizing ministerial officers to appoint deputies,' the same being section 2451 of the Compiled Laws of Nevada, 1900" approved February 25, 1905. Judiciary Committee   | 126, 143, 156, 239, 292,<br>312.                |
| 139. | An act to amend an act entitled "An act relating to Sheriffs," approved November 28, 1861. Judiciary Committee   | 126, 143, 157, 239, 292,<br>312.                |
| 140. | An act creating a Bureau of Labor and Agricultural Statistics, making the Attorney-General ex officio Commissioner thereof, providing for the appointment of a Deputy Commissioner and other employees, defining their duties and fixing their salaries, providing a penalty for the violation of its provisions, and other matters relating thereto. Oliver   | 126, 168, 169.                                  |
| 141. | An act to prohibit gift enterprises and to provide punishment for a violation of the same. Tranter   | 127, 142, 154, 213, 218,<br>275, 312.           |
| 142. | An act authorizing a state loan. Schoer  | 127, 143, 158.                                  |
| 143. | An act to amend section 1 of article 2, section 3 of article 4, section 1 of article 8, section 2 of article 11, and sections 1, 2 and 10 of article 12 of an act entitled "An act to incorporate the Town of Reno in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor and other matters relating thereto," as amended March 13, 1905. Holmes           | 127, 253, 289, 290, 342,<br>353, 399.           |
| 144. | An act concerning certain county officers in the county of Churchill, State of Nevada, fixing the salaries and compensation, and other matters properly relating thereto. Churchill Delegation   | 127, 143, 155, 181, 193,<br>275, 312.           |
| 145. | An act to require the sprinkling of dry ore and rock in mines and ore-houses, compelling the installation of devices therefor, and placing a penalty for violation thereof. Kearns   | 127, 146, 163, 174, 176,<br>185, 363, 368, 378. |
| 146. | An act to amend an act entitled "An act to fix the state tax levy and to distribute the same in the proper funds," approved March 18, 1911. Haight   | 128, 168, 183, 186, 197,<br>218.                |
| 147. | An act to make it a misdemeanor for any person, company, firm, copartnership or corporation, or the agent or representative thereof, to discharge any employee for having assigned his or her salary or wages or a part thereof, and providing a punishment for the violation of this act. Swezy   | 135, 210, 220, 316, 320.                        |
| 148. | An act to amend section 287 of an act entitled "An act to regulate proceedings in civil cases in this state and to repeal all other acts in relation thereto," approved March 17, 1911, the same being section 5329 of the Revised Laws of Nevada, 1912. Fitzgerald of Eureka  | 135, 143, 161, 213, 214,<br>231, 292, 312.      |
| 149. | An act fixing the salary and compensation for official services of the Justice of the Peace of Palisade Township, Eureka County, Nevada. Fitzgerald of Eureka  | 136, 142, 158, 275, 320.                        |
| 150. | An act to authorize the Board of County Commissioners of Clark County, Nevada, to issue bonds for the purpose of raising moneys with which to improve and maintain a public road in the Goodsprings road district in said county. Williams   | 137, 143, 160, 194, 236,<br>312.                |
| 151. | An act authorizing the purchase and the placing of linoleum on the floor of the office of Secretary of State of the State of Nevada, and to make an appropriation therefor. Winslow  | 138, 185, 215, 221, 223,<br>302, 325.           |



| No.  | Title  | Page  |
|------|--|---|
| 152. | An act to provide for the creation of the Humboldt Irrigation District, and relating to the waters of the Humboldt River and its tributaries; and providing for the reclamation, irrigation, and drainage of the land therein and the development of water-power, also providing for the powers and management of said district, for the assessment and collection of benefits created thereby, and for the levy and collection of taxes, water rates and power rates therein. Welshons  | 138, 193, 236, 333, 350.  |
| 153. | An act fixing the salaries of Justices of the Peace and Constables in and for Wonder, Fairview, Stillwater, New River and Hot Springs Townships in the county of Churchill, State of Nevada, and other matters relating thereto. Churchill Delegation  | 145, 152, 167, 214, 312.  |
| 154. | An act to repeal certain sections of an act entitled "Crimes and Punishments." Goodman   | 145, 210.   |
|      | .....Substitute for Assembly Bill No. 154. Judiciary Committee   | 210, 217, 275, 320.   |
| 155. | An act to purchase for the use and benefit of the Nevada State University a collection of minerals, specimens and historical curios, and to provide an appropriation therefor. Hummel  | 145, 253, 287, 316, 348, 393, 399.                                    |
| 156. | An act to amend an act entitled "An act regulating the liability of common carriers, mine and mill owners and operators and other employees," approved March 29, 1907. Hash  | 145, 236, 278, 279, 293, 324.   |
| 157. | An act to amend an act entitled "An act amendatory of a certain act entitled 'An act to provide for the appropriation, distribution and use of water.'" etc. Forman  | 145, 180, 208, 220, 230, 248.   |
| 158. | An act requiring water or gas or electric light or electric power or telephone company or companies, or either thereof, on written application therefor, to connect any building or premises with the mains or pipes or lines or wires and to supply the owners or occupant of such buildings or premises with water or gas or electric light or electric power or telephone service upon certain conditions, and providing remedies and penalties for failure to so connect and supply such service. Davis of Nye                             | 145, 156, 157, 243, 281, 307, 385, 399.                               |
| 159. | An act to regulate the hours of service of policemen in certain incorporated cities of this State, and providing for the punishment of violations of this act. Bachenberg  | 147.  |
| 160. | An act to provide for the designation of cattle-fence districts for the better protection of cattle and other live stock. Lee  | 147, 185, 209.  |
| 161. | An act fixing the salary of the Justice of the Peace of Goldfield Township, Esmeralda County, State of Nevada, and repealing all acts and parts of acts in conflict herewith. Esmeralda Delegation   | 147, 202, 222, 275, 301, 312.   |
| 162. | An act to amend an act entitled "An act fixing the compensation of certain county officers of Esmeralda County in the State of Nevada, regulating the appointments, number and compensation of their deputies and attachés and requiring the said officers to make reports to the Board of County Commissioners of Esmeralda County, and repealing all acts and parts of acts in conflict herewith," approved February .. 1913, effective January 1, 1915, and repealing all acts and parts of acts in conflict herewith. Esmeralda Delegation | 147, 231, 250, 390, 399.  |
| 163. | An act to authorize the City Council in all the cities in the State of Nevada that polled not less than two thousand votes at the general election thereafter to regulate and control certain public utilities. Kelliher   | 148, 169, 227, 234.   |
| 164. | An act to provide for the investigation of the water resources of the State of Nevada in cooperation with the United States Geological Survey, and to make an appropriation for the expense of such investigations. White Pine Delegation  | 152, 226, 235, 304, 379, 393.   |
| 165. | An act to amend an act entitled "An act in relation to herding, grazing and driving sheep," approved March 5, 1903. Fitzgerald of Eureka   | 157, 231, 251.  |
| 166. | An act to amend sections 1 and 2 of an act entitled "An act to authorize municipalities to issue bonds for the purpose of paying the costs of municipal improvements for which special assessments are levied," approved March 13, 1909, and other matters relating thereto. Lozano  | 157, 168, 189, 206, 239, 295, 312.                                    |
| 167. | An act to amend an act entitled "An act concerning the courts of justice of this State and judicial officers," as amended. Feeley  | 157, 168, 186, 213, 236, 312.   |
| 168. | An act in relation to the public revenues, creating the Nevada Tax Commission, defining its powers and duties and matters relating thereto, and repealing all acts and parts of acts in conflict therewith. Committee on Revenue and Taxation  | 161, 226, 231, 246, 247, 252, 255, 309, 310, 360, 377, 384, 399, 400. |
| 169. | An act to amend an act entitled "An act creating the Honorary Board of Visitors of the Nevada State University," etc. Williams   | 161, 180, 205, 276, 320.  |
| 170. | An act to provide for the compilation, printing, binding, publishing and distribution of a Legislative Manual and State Green Book or roster. Adams  | 165, 230, 248, 371, 385, 392.   |

| <i>No.</i> | <i>Title</i>  | <i>Page</i>                             |
|------------|---|---|
| 171..      | An act to amend section 8 of an act entitled "An act relating to the State University, and matters properly connected therewith," approved February 7, 1887. Harrington.....  | 165, 230, 250, 363, 370.                |
| 172..      | An act to create Judicial Districts in the State of Nevada, provide for the election of District Judges therein and to fix their salary, and to repeal all other acts in relation thereto. Lyon and Churchill Delegations.....  | 165, 218, 228, 229, 272, 292.           |
| .....      | Substitute for Assembly Bill No. 172. Lyon and Churchill Delegations.....   | 292, 315, 331, 363, 364, 388.           |
| 173..      | An act fixing the salaries of the Justice of the Peace and Constable of Metropolitan, Elko County, Nevada. Schoer.....  | 166, 180, 207, 312, 334.                |
| 174..      | An act authorizing County Commissioners to transfer certain funds to the county school funds of school districts or to levy a special tax in certain cases, and other matters connected therewith. Williams.....  | 169, 226, 235, 312, 334.                |
| 175..      | An act to amend an act entitled "An act concerning courts of justice in this State, and judicial officers," approved January 26, 1865. Lozano.....  | 169, 210.                               |
| 176..      | An act to amend an act entitled "An act to regulate proceeding in civil cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911. Lozano.....  | 169, 253.                               |
| .....      | Substitute for Assembly Bill No. 176. Judiciary Committee.....  | 253, 288, 316, 373, 392.                |
| 177..      | An act to provide for inflicting the death penalty, describing the manner thereof, and to repeal all acts and parts of acts in conflict with the provisions of this act. Kinghorn.....  | 171, 185, 204, 221, 223, 399.           |
| 178..      | An act to provide a School Supply Commission to adopt school supplies for the State of Nevada, naming the powers and duties of said School Supply Commission, and making an appropriation for the expenses of the same. Schoer.....   | 173, 370, 382, 385.                     |
| 179..      | An act repealing sections 410 and 411 of an act entitled "An act to regulate proceedings in criminal cases in this State, and to repeal all other acts in relation thereto." Gardiner.....  | 173, 210, 220, 236, 277.                |
| .....      | Substitute for Assembly Bill No. 179. Judiciary Committee.....  | 277, 342, 361.                          |
| 180..      | An act to amend section 5 of an act entitled "An act to consolidate certain county officers in and for Lincoln County, State of Nevada, and fixing the salaries of certain officers of said county, to take effect on the first Monday in January, 1913, and repealing all other acts in conflict herewith," approved March 18, 1911. Lincoln Delegation..... | 173, 288.                               |
| 181..      | An act to amend section 772 of an act entitled "An act to regulate proceedings in civil cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911. Fitzgerald of Eureka.....  | 177, 226, 235, 304, 318.                |
| 182..      | An act to amend an act entitled "An act to amend an act entitled 'An act to create Judicial Districts in the State of Nevada, provide for the election of District Judges therein and to fix their residences and salaries, and to repeal all other acts in relation thereto,' approved March 27, 1907," approved February 8, 1908. Friedhoff of Lyon.....    | 178, 185, 215.                          |
| 183..      | An act to amend an act entitled "An act creating and organizing the county of Mineral out of a portion of Esmeralda County and providing for its government, and to regulate the affairs of Esmeralda County and Mineral County," approved February 10, 1911. Mineral Delegation.....   | 178, 180, 206.                          |
| 184..      | An act to prohibit the purchase or sale of game birds and animals and all varieties of protected fish. Fitzgerald of Elko.....  | 182, 193, 216, 328, 375, 376, 395, 399. |
| 185..      | An act to amend an act entitled "An act to amend an act entitled 'An act relating to marriage and divorce,' approved November 28, 1861," as approved February 15, 1875, and as approved February 20, 1913, by adding thereto a new section to be known as section 4. Lozano.....  | 182, 210, 219, 302, 325.                |
| 186..      | An act compelling attendance of children at schools where tuition, lodging, food, and clothing are furnished at the expense of the United States. Williams.....   | 182, 226, 237, 291, 330, 354.           |
| 187..      | An act to amend sections 1 and 3 and repeal section 4 of an act entitled "An act to amend an act entitled 'An act to create Judicial Districts in the State of Nevada.'" Elko, Clark and Lincoln Delegations.....   | 182, 344.                               |
| 188..      | An act for the relief of Zellerbach Paper Company. Gardiner.....  | 186, 253, 306, 379, 388.                |
| 189..      | An act to detach a portion of the territory of Esmeralda County from said county and attach the same to Nye County. Forman.....   | 189, 227, 233, 268, 272.                |
| .....      | Substitute for Assembly Bill No. 189.....   | 273.                                    |
| .....      | Substitute for Substitute for Assembly Bill No. 189.....  | 325, 334, 392.                          |
| 190..      | An act providing for a state loan, and the refunding of the outstanding indebtedness of the State. Cole.....  | 190, 201, 215, 216, 227, 251, 275, 312. |
| 191..      | An act for the relief of M. S. Bonfield and T. A. Brandon. Welshons.....  | 190, 253, 285, 304, 309, 379, 388.      |
| 192..      | An act relating to the compensation of Washoe County officers. Preston.....   | 190, 253, 286, 330, 354.                |



| No.    | Title   | Page                                       |
|--------|---|--|
| 193... | An act to amend an act entitled "An act to provide educational facilities for the children in the State Orphans' Home, and other matters properly connected therewith," approved March 20, 1911. McCarthy.....  | 190,252,289, 304, 306,<br>379, 388.        |
| 194... | An act for the relief of Julius Huebner of Eureka, Eureka County, Nevada. Reynolds.....   | 190, 201, 222, 224, 233,<br>302, 325.      |
| 195... | An act fixing and establishing the fees to be charged in certain cases by the County Clerk of White Pine County and ex officio Clerk of the Ninth Judicial District Court in the State of Nevada, and providing for the disposition of such fees. White Pine Delegation.....  | 194, 201, 220, 275, 320.                   |
| 196... | An act in relation to the installation of instruments by telephone companies doing business in this State, and providing a penalty for the violation thereof. Bachenberg.....   | 194, 339, 351, 385, 399.                   |
| 197... | An act to promote the health of school children. Kelliher.....  | 194, 234.                                  |
| 198... | An act repealing sections eight (8), nine (9), ten (10), thirteen (13), fifteen (15), and sixteen (16) of an act entitled "An act concerning public schools, and repealing certain acts relating thereto," approved March 20, 1911, which sections of said act hereby repealed authorized the appointment of one Deputy Superintendent of Public Instruction by the State Board of Education of the State of Nevada upon the nomination of the Superintendent of Public Instruction of this State for each of the five (5) educational or supervision districts of the State, specify the qualifications and compensation of such Deputy Superintendent of Public Instruction, the rules governing them and the manner of their removal from office and otherwise relating to such Deputy Superintendent of Public Instruction; also amending certain other sections of said "Act concerning public schools, and repealing certain acts relating thereto," so approved, which sections so hereby amended relate to the duties and powers of Deputy Superintendent of Public Instruction and otherwise refer to them; and also amending section six (6) of an act entitled "An act relating to children who are now or who may hereafter become dependent, neglected or delinquent, to define these terms, and to provide for the treatment, control, maintenance, protection, adoption and guardianship of the person of such child or children," approved March 14, 1909; and repealing all other parts of acts relating in any manner to Deputy Superintendents of Public Instruction of the State of Nevada. Hummel..... | 197, 226, 252, 285, 311,<br>315.           |
| 199... | An act requiring all county officers to file vouchers for all expenses allowed by law, traveling or otherwise. Washoe Delegation.....   | 198, 272, 288, 331, 354.                   |
| 200... | An act creating the office of County Superintendent of Schools, and making each of the District Attorneys of the State of Nevada ex officio County Superintendent of Schools within the county of which he is District Attorney, fixing the compensation for services as such ex officio County Superintendent of Schools, authorizing such District Attorneys to appoint Deputy County Superintendents of Schools in certain cases, fixing the salary of such Deputy County Superintendent of Schools, and repealing all acts and parts of acts in conflict with the provisions of this act. Hummel.....   | 198, 252, 311, 315.                        |
| 201... | An act to provide for a county high school in the city of Yerington, State of Nevada, for the erection, construction, or reconstruction, equipment and maintenance of such school, for the issuance and payment of bonds for the creation of a fund for the erection, construction or reconstruction, equipment, and maintenance of such building, for the establishing and maintaining of such school. Lyon Delegation.....  | 198, 301, 328, 334, 376,<br>377, 388, 390. |
| 202... | 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. Washoe Delegation.....  | 199, 355, 374.                             |
| 203... | 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. Washoe Delegation.....  | 199, 271, 284, 307, 364,<br>370.           |
| 204... | An act to amend sections 12 and 13 of an act entitled "An act for the government and maintenance of the State Orphans' Home," approved March 1, 1873, as amended March 9, 1903. Wright.....   | 199, 230, 250, 364, 370.                   |
| 205... | An act to amend section 121 of 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, 1911. Davis of Humboldt.....   | 199, 236, 277, 307, 364,<br>370.           |
| 206... | An act authorizing and directing the Board of County Commissioners of Humboldt County to pay from the county general fund the sum of five hundred dollars monthly to cover expenses incurred by the Humboldt County Chamber of Commerce in promoting the public good, and matters properly connected therewith. Davis of Humboldt.....  | 199, 224, 342.                             |
| 207... | An act to provide for bonding counties for building and equipping county schools and dormitories, or for either one of these purposes, and other matters properly connected therewith. McBride.....   | 119, 225, 237, 331, 353,<br>384.           |

| <i>No.</i> | <i>Title</i>   | <i>Page</i>                        |
|------------|--|------------------------------------|
| 208.       | An act to amend section 126 of 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. Washoe Delegation.  | 200, 272, 283, 342.                |
| 209.       | An act to provide for the payment of actual expenses and per diem to the County Commissioners of Elko County, Nevada, while engaged in inspecting public improvements. Fitzgerald of Elko.   | 203, 338, 351.                     |
| 210.       | An act authorizing and relating to the employment of convicts on the State Prison Farm, and to provide a fund in the State Treasury for the payment thereof. Kinghorn.   | 203, 221, 223, 302, 325.           |
| 211.       | An act to amend section 4 of an act entitled "An act authorizing and relating to the employment of convicts on the public roads and highways, providing a general fund in the State Treasury to defray the expenses thereof, and for other purposes," approved March 16, 1911. Kinghorn.   | 203, 221, 223, 330, 354.           |
| 212.       | An act to amend section 7 of article 10 and section 4 of article 11 of an act entitled "An act to incorporate the town of Reno, Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended March 13, 1905. Holmes.   | 203, 227, 237, 342, 361, 365, 380. |
| 213.       | An act to amend section 2 of 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, and to repeal certain acts relating thereto,' approved March 23, 1891, and to all acts amendatory thereto, and to provide for a state license upon the business of disposing at retail or wholesale of spirituous, malt or vinous liquors in this State, and providing penalties for violation hereof," approved March 15, 1905. Kinghorn. | 206, 218, 228.                     |
| 214.       | An act for the relief of Flanigan Warehouse Company. Holmes.   | 207, 253, 304, 306, 308, 390, 399. |
| 215.       | 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. Washoe Delegation.   | 207, 355, 366.                     |
| 216.       | An act for the relief of L. G. Couture. Kearns.  | 210, 330, 350, 362, 366.           |
| 217.       | An act to provide for the lending to the teachers of the public schools of the State of Nevada of literary and miscellaneous books by the State Librarian, providing the method of defraying expenses incident to distribution, requiring the compilation and publication of State Library catalogues, and the distribution thereof, and other matters relating thereto. Williams.   | 211, 230, 276, 307.                |
| 218.       | An act to amend section 50 of an act entitled "An act to regulate banking, and other matters relating thereto," approved March 22, 1911. Russell.  | 211, 226, 236.                     |
| 219.       | An act amendatory of and supplemental to an act entitled "An act creating and organizing the county of Clark out of a portion of Lincoln County and providing for its government, and to regulate the affairs of Lincoln County and Clark County," approved February 6, 1909. Lincoln and Clark Delegations.   | 211, 239, 283, 379, 393.           |
| 220.       | An act to amend section 2 of an act entitled "An act amending an act entitled 'An act creating and organizing the county of Clark,' " etc. Lincoln and Clark Delegations.  | 211, 239, 282, 373, 393.           |
| 221.       | An act to amend an act entitled "An act fixing the salary of the Justice of the Peace in and for Carson Township, Ormsby County, Nevada, and matters relating thereto," approved March 14, 1907. Mighels.  | 214, 231, 250, 312, 334.           |
| 222.       | An act providing for the appointment of a County Superintendent of Roads in Elko County, Nevada, defining his duties, fixing his salary, and repealing all acts and parts of acts in conflict herewith. Elko Delegation.   | 214.                               |
| 223.       | An act to authorize employees who pay or contribute hospital fees to persons or corporations or associations to select or to elect three physicians or surgeons by whom they desire to be treated or operated upon by, and to provide penalties for the interference with such privileges by any person or corporation or association. Davis of Nye.   | 219, 271, 284, 307.                |
| 224.       | An act in relation to courts of record, to prevent unnecessary delay in judicial decisions, and repealing acts in conflict herewith. Judiciary Committee.  | 219, 236, 280, 281, 342, 347, 370. |
| 225.       | An act to regulate the fees of the County Clerk of Esmeralda County, State of Nevada. Esmeralda Delegation.  | 219, 239, 283, 389, 399.           |
| 226.       | An act to fix the fees in civil cases in the Justice Court of Goldfield Township, Esmeralda County, Nevada. Esmeralda Delegation.  | 219, 239, 283, 389, 399.           |
| 227.       | An act to prevent the dissemination of disease among apiaries, to provide for the appointment of an inspector, and to define his duties and compensation, and repeal all other acts and parts of acts in relation thereto. Friedhoff of Lyon.  | 219, 252, 286, 354, 389, 392.      |
| 228.       | An act creating the Nevada Board of Control, making the Nevada Tax Commission ex officio members thereof, defining its powers and duties, and other matters relating thereto. Committee on Revenue and Taxation.   | 224, 236, 280, 307.                |
| 229.       | An act to repeal an act entitled "An act creating and establishing a Nevada Bureau of Industry, Agriculture and Irrigation," etc. Cole.  | 224, 230, 246, 255, 385, 393.      |



| <i>No.</i> | <i>Title</i>   | <i>Page</i>  |
|------------|--|--|
| 230.       | An act fixing the compensation of the Justice of the Peace and ex officio Coroner and ex officio Registry Agent of Reno Township, Washoe County, Nevada. Wright  | 224, 253, 291, 293, 307, 354, 372.                     |
| 231.       | An act to amend an act entitled "An act authorizing the Board of County Commissioners of Humboldt County, State of Nevada, to regulate and fix the compensation of all Justices of the Peace and Constables within Humboldt County, Nevada, excepting those of Lake Township and Union Township, within said county, and repealing all other acts in so far as they may conflict with these acts," approved March . . ., 1913. Swezy | 224, 227, 238, 275, 312.                               |
| 232.       | An act to provide for a registration list of the names of electors in certain incorporated cities within the State of Nevada, prescribing certain duties, and fixing the compensation of certain registration agents, providing for the method of nominating candidates to be voted for at municipal elections in such incorporated cities, and other matters properly appertaining thereto. Lozano                                  | 225, 253, 289, 330, 354.                               |
| 233.       | An act fixing the compensation of certain county officers of Esmeralda County, in the State of Nevada, regulating the appointments, number and compensation of their deputies and attachés, and requiring said officers to make reports to the Board of County Commissioners of Esmeralda County, and repealing all acts and parts of acts in conflict herewith. Esmeralda Delegation  | 231, 239, 282.   |
| 234.       | An act to authorize the Board of County Commissioners of Clark County, State of Nevada, to issue bonds to provide for the construction of a county road between the towns of Mesquite and Saint Thomas; granting discretionary powers to said Board of County Commissioners; and other matters relating thereto. Williams  | 231, 252, 286, 316, 354, 378.                          |
| 235.       | An act to amend sections 1, 2, 3, and 9 of an act entitled "An act to restrict and license glove contests between man and man, and to repeal all other acts in conflict therewith," approved January 29, 1897. Kinghorn  | 232, 315, 341, 389, 399.                               |
| 236.       | An act to provide for the organization and government of drainage districts and to provide for the acquisition, repair and development of canals, drains, ditches, watercourses and other property, and for the distribution of water thereby for drainage purposes, and to provide for the levying of taxes and for the issuing and sale of bonds thereof. Williams   | 232, 274, 297, 263, 370.                               |
| 237.       | An act to amend sections 178, 179, and 180 of an act entitled "An act concerning public schools, and repealing certain acts relating thereto," approved March 20, 1911. Reynolds   | 236, 252, 286.   |
| 238.       | An act supplemental to and to amend an act entitled "An act to regulate proceedings in civil cases in this State, and to repeal all acts in relation thereto," approved March 17, 1911. Forman   | 236, 253, 287, 307.                                    |
| 239.       | An act to amend sections 3, 5, and 19 of an act entitled "An act creating Coroner's districts, making the Justices of the Peace ex officio Coroners, prescribing their duties and compensations, and repealing all acts and parts of acts in conflict with the provisions of this act," approved March 16, 1909. Wright  | 237, 279, 298.   |
| 240.       | An act to provide for the enlargement of the State Capitol Building, making an appropriation therefor, and other matters properly connected therewith. Winslow   | 238, 274, 295, 304, 307, 308, 315, 321, 322, 395, 399. |
| 241.       | An act relating to elections. Liddell  | 238, 361, 367, 369, 370, 395, 396, 399.                |
| 242.       | An act to amend sections 2 and 4 of an act entitled "An act concerning crimes and punishments," approved March 16, 1899. Wilson  | 240, 274, 296, 354, 368, 384.                          |
| 243.       | An act repealing section 872 of the act regulating the proceedings in civil cases and abolishing attorney's fees in Justice Court cases. Wilson  | 240, 279, 297.   |
| 244.       | An act to amend section 245 of an act entitled "An act concerning crimes and punishments, and repealing certain acts relating thereto," approved March 17, 1911, and being section 6510 of chapter 14, Revised Laws of Nevada. Wilson  | 240.   |
| 245.       | An act in relation to the sale of articles and products of state institutions not required for their own use and consumption. Harrington   | 241, 252, 289, 364, 372.                               |
| 246.       | An act requiring the owners of public cemeteries to keep a plat of the same and to keep the same in an orderly condition, and other matters connected therewith. Harrington  | 241, 279, 297, 327, 330, 363, 378.                     |
| 247.       | An act authorizing the County Commissioners of Elko County to furnish legal blanks to Justices of the Peace for use in criminal cases. Fitzgerald of Elko  | 241.   |
| 248.       | An act to provide for the recall of public officers in the State of Nevada. Judiciary Committee  | 241, 272, 284, 342, 361.                               |
| 249.       | An act to create a State Board of Investment of the State Permanent School Fund, and to determine its powers and duties in reference thereto, and other matters properly connected therewith, and to repeal all acts in conflict therewith. Judiciary Committee  | 241.   |

| <i>No.</i> | <i>Title</i>  | <i>Page</i>                        |
|------------|---|------------------------------------|
| -----      | Substitute for Assembly Bill No. 249-----   | 355, 367, 390, 399.                |
| 250.       | An act authorizing the State University to use and occupy the grounds of the State Agricultural Society belonging to the State without rental, during the intervals between state fairs. Wright-----  | 241, 279, 297.                     |
| 251.       | An act to amend section 258 of an act entitled "An act concerning crimes and punishments, and repealing certain acts relating thereto," approved March 17, 1911. Bachenberg-----  | 241, 301, 328, 343.                |
| 252.       | An act to amend section 1 of an act entitled "An act to make criminal the selling, giving, or in any manner disposing of, or the causing to be sold, giving or disposing of spirituous, malt or intoxicating wines or liquors to habitual or common drunkards, or dipsomaniacs who are members of families and who are, when drunk, menaces to the life, health or peace of their families, or who, when lawfully bound to do so, fail to provide for their families the common necessities of life," approved March 22, 1911. Bachenberg-----  | 242, 301, 328, 344.                |
| 253.       | An act fixing the salary of the county physician of Esmeralda County, State of Nevada, and providing payment thereof, and other matters pertaining thereto. Esmeralda Delegation-----   | 242, 253, 280.                     |
| 254.       | An act amend section 2 of an act entitled "An act to designate and authorize the work to be done in the State Printing Office," approved March 5, 1909. Williams-----   | 242, 307, 341, 377, 388.           |
| 255.       | An act concerning the insane of the State, creating a Board of Commissioners for the Care of the Indigent Insane, and to provide for the care of the insane. Friedhoff of Washoe-----   | 242, 279, 297, 364, 388.           |
| 256.       | An act to repeal an act entitled "An act to provide for the creating, organization and maintenance of the Nevada State Police, prescribing the powers and duties of the officers and members thereof in maintaining peace, order and quiet in the State of Nevada, fixing their compensation, providing certain penalties, and other matters relating thereto, making an appropriation therefor, and repealing all acts or parts of acts in conflict therewith," approved January 29, 1908, and all acts and parts of acts amendatory or supplementary of said act. Fitzgerald of Eureka----- | 242, 279, 294, 324, 325, 331.      |
| 257.       | An act to repeal an act entitled "An act creating the office of Commissary of the Nevada State Police," etc. Fitzgerald of Eureka-----  | 243, 279, 294, 328.                |
| 258.       | An act to amend section 346, chapter 42, of an act entitled "An act to regulate proceedings in civil cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911. Fitzgerald of Eureka-----   | 243, 272, 283.                     |
| 259.       | An act prescribing the duties of public service water companies in the matter of furnishing water and regulating the rates thereof. Kearns-----   | 244, 301, 328, 379, 399.           |
| 260.       | An act providing for the payment of legal services rendered by L. A. Gibbons to the Board of Prison Commissioners of the State of Nevada. Cole-----   | 244, 292, 318, 348.                |
| 261.       | An act fixing the fees to be charged and collected by the County Recorder in and for White Pine County, Nevada, and providing for the disposition thereof. White Pine Delegation-----   | 244, 253, 289, 342, 361.           |
| 262.       | An act to regulate the sale of intoxicating liquors outside the corporate limits of any incorporated city or town. White Pine Delegation-----   | 244, 292, 318, 374, 393.           |
| 263.       | An act to amend an act entitled "An act authorizing ministerial officers to appoint deputies," approved February 19, 1864, or clerks, and defining the qualifications of said deputies or clerks. Bachenberg-----   | 255, 355, 358.                     |
| 264.       | An act to prohibit the herding and grazing of live stock upon watersheds, the waters whereof are devoted in whole or in part to the use of the inhabitants of the towns and cities of this State for domestic purposes, and other matters relating thereto. Mineral Delegation-----   | 244, 301, 328, 344.                |
| 265.       | An act to provide for an appropriation for the purpose of making improvements and repairs to the Governor's Mansion in the city of Carson, Ormsby County, Nevada. Friedhoff of Washoe-----  | 244, 301, 328, 348, 349, 389.      |
| 266.       | An act to provide for the construction of concrete walks in and upon the Capitol grounds, and providing an appropriation therefor. Committee on State Institutions-----   | 245, 252, 289, 304, 309, 364, 373. |
| 267.       | An act appropriating money for the purchase of a vacuum cleaner to be used in the State Capitol. Committee on State Institutions-----   | 245, 252, 289, 304, 305, 390, 399. |
| 268.       | An act to amend section 1 of an act entitled "An act fixing and regulating licenses of automobiles and providing a penalty for violation thereof," approved March 6, 1909. Ways and Means Committee-----  | 245, 275, 293.                     |
| 269.       | An act to amend section 5 of chapter 11 of an act entitled "An act to incorporate the town of Las Vegas in Clark County and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," approved March 16, 1911. Buol-----   | 245, 307, 341, 363, 384.           |
| 270.       | An act setting aside and appropriating certain moneys for the support and maintenance of the University of Nevada and defining the powers and duties of the Board of Regents and of the State Controller in relation thereto." Harrington-----  | 245, 320, 334, 335, 336, 373, 399. |



| No.  | Title   | Page                          |
|------|---|-------------------------------|
| 271. | An act to regulate the public service of stallions and jacks in Nevada. Schoer.   | 245, 320, 352, 390, 399.      |
| 272. | An act to amend an act to regulate and license the hunting of game birds and animals and to provide revenue therefrom for game preservation and protection, and to prescribe a penalty for the violation thereof, and to make an appropriation for the purposes of carrying out the objects of this act. Mighels.   | 255.                          |
| 273. | An act to provide for the better preservation of public roads and highways. Lozano  | 256, 301, 329, 343, 377, 388. |
| 274. | An act making it unlawful for any person or constituted authority to prevent a student from attending school on account of nonvaccination, and providing a penalty therefor. Harrington   | 256, 301, 328.                |
| 275. | An act fixing the salary of the District Attorney of Lincoln County, Nevada, providing for the payment of traveling expenses necessarily incurred in the performance of his official duties, and repealing all acts and parts of acts in conflict herewith. Lincoln Delegation  | 256, 275, 296, 342, 361.      |
| 276. | An act to amend section 1 of an act entitled "An act to regulate railroads, telegraph and telephone companies and other common carriers in this State, creating a Railroad Commission, constituting the Governor, the Lieutenant-Governor and the Attorney-General a Railroad Board for the appointment and removal of the Railroad Commissioners, prevent the imposition of unreasonable rates, prevent unjust discrimination, insure an adequate railway service, and fixing maximum freight charges," approved March 5, 1907. Wright | 256, 356, 358.                |
| 277. | An act fixing and regulating the salaries of County Commissioners of Washoe County, Nevada, and providing for the payment of their necessary traveling expenses. Lozano   | 256, 307, 339, 373, 393.      |
| 278. | An act fixing and regulating the salary of the County Clerk of Washoe County, Nevada. Lozano  | 256, 307.                     |
|      | .....Substitute for Assembly Bill No. 278. Washoe Delegation  | 307, 340, 374.                |
| 279. | An act to amend section 4 of article 15 of an act entitled "An act to incorporate the town of Reno, and to establish a city government therefor," approved March 16, 1903, approved March 13, 1905. Lozano  | 257.                          |
| 280. | An act to amend the title of and to amend section 2 of an act entitled "An act to amend an act entitled 'An act to incorporate the town of Reno, and to establish a city government therefor,' approved March 16, 1903," approved March 13, 1905, approved March 28, 1907. Lozano   | 257, 307, 340, 373, 393.      |
| 281. | An act to provide for the acceptance by the courts of the State of the stream measurements and results calculated therefrom as taken by the federal and state officials. Welshons   | 257, 356, 358.                |
| 282. | An act to amend section 19 of an act providing a general incorporation law, approved March 16, 1903, amended and approved March 14, 1905. Forman  | 257.                          |
|      | .....Substitute for Assembly Bill No. 282. Committee on Judiciary   | 291, 319, 351.                |
| 283. | An act supplemental to section 6518, Revised Laws of Nevada, in relation to gambling. Liddell   | 257, 309.                     |
|      | .....Substitute for Assembly Bill No. 283. Committee on Judiciary   | 309, 334, 392, 399.           |
| 284. | An act to provide for the construction of the Nevada State Highway in the counties of Esmeralda, Eureka, Lander, White Pine, and Nye, and other matters relating thereto, and making an appropriation therefor. Esmeralda and Eureka Delegations  | 257, 304, 305, 364, 388.      |
| 285. | An act relating to foreign corporations, prescribing their duties, defining their rights and providing for service of process thereon. Wright   | 257, 296, 372, 381.           |
| 286. | An act to amend an act entitled "An act to amend section 2 of an act entitled 'An act in relation to public highways,'" approved March 24, 1911. Wright   | 258, 372, 379, 382, 393, 399. |
| 287. | An act to provide for experiments and tests for determining the best and most economical means of preventing and preserving fish from going into ditches, or other artificial water channels, flowing or taken from any stream or lake, and making an appropriation therefor. Tranter   | 258, 353, 357.                |
| 288. | An act requiring the payment of poll tax by all legal voters under the age of sixty years as condition to the right to vote in this State. Tranter  | 258, 355, 358, 393.           |
| 289. | An act to provide for the establishment, maintenance and operation of law libraries in the various counties of this State, and repealing all other acts and parts of acts in conflict therewith. Gardiner   | 258, 320, 345, 373.           |
| 290. | An act to abolish the office of Justice of the Peace and of the Constable for Olinghouse Township, Washoe County, Nevada, and to attach Olinghouse Township to Wadsworth Township for judicial purposes. Bachenberg   | 258, 307, 340, 374, 392.      |

| <i>No.</i> | <i>Title</i>  | <i>Page</i>                             |
|------------|---|---|
| 291...     | An act to amend section 16 of an act entitled "An act making the Railroad Commission of Nevada ex officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such public utilities, providing penalties for violation of the provisions of this act, authorizing such Public Service Commission to appoint an expert engineer and to employ clerks and assistants, and making an appropriation for carrying out the provisions of this act," approved March 23, 1911. Bachenberg..... | 258, 340, 351, 360, 366, 369.           |
| 292...     | An act to amend section 1 of article 10 and section 2 of article 18 of an act entitled "An act to incorporate the town of Reno in Washoe County and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended March 13, 1905. Preston.....  | 259, 340, 374, 393.                     |
| 293...     | An act supplementary to an act entitled "An act to provide revenue for the support of the Government of the State of Nevada, and repealing certain acts relating thereto," approved March 23, 1881. Hash.....   | 254, 274, 294, 307, 356, 358, 379.      |
| 294...     | An act in relation to elections, providing for a primary election for the election of delegates to state and county conventions for the purpose of nominating party candidates for elective state and county officers, and other matters properly connected therewith, and repealing acts and parts of acts in conflict therewith. Hash.....  | 259, 353, 357.                          |
| 295...     | An act to amend an act relating to marriage and divorce, approved November 28, 1861, as amended. Mighels.....   | 259, 356.                               |
| 296...     | An act to provide for the submission of Joint and Concurrent Resolutions, relative to amending the Constitution of the State of Nevada, proposed and passed by the Twenty-fifth and Twenty-sixth Sessions of the Legislature of the State of Nevada, to the people prior to the general election to be held in the year 1914, and other matters properly connected therewith. Forman.....   | 259, 291, 312, 319, 358.                |
| 297...     | An act in regard to the publication of official notices, and defining a newspaper of general circulation. Mineral Delegation.....   | 260, 370, 382.                          |
| 298...     | An act pertaining to appraisement of estates of deceased persons. Gardiner.....   | 268, 291, 319.                          |
| 299...     | An act to prohibit state and county officials from employing any person related to him within the third degree of consanguinity or affinity, and prohibiting the State Controller and County Auditors from issuing warrants in certain cases. Bachenberg.....   | 268, 320, 341, 362, 388.                |
| 300...     | An act for the relief of Frank G. Patrick. Lozano.....  | 268, 292, 318, 348, 349.                |
| 301...     | An act to fix the salary of the Justice of the Peace of Jarbidge Township, Elko County, State of Nevada. Elko Delegation.....   | 268, 370, 381.                          |
| 302...     | An act to provide for the establishment of a uniform system of road government and administration in each of the several counties of the State of Nevada, for the creation of a Board of County Highways Commissioners in each of the several counties and defining the duties of the members thereof; to provide for the appointment of a County Road Supervisor and defining his duties; to authorize the Board of County Commissioners of each county to issue bonds or levy tax for the purpose of creating a county road and bridge fund; to authorize the expenditure of said fund for roads and bridges and the purchasing of machinery and implements for road work; to classify the county roads of the counties, and other matters relating thereto. Russell.....     | 269, 301, 332, 335, 336, 354, 389, 399. |
| 303...     | 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. Cole.....   | 269, 279, 295.                          |
| 304...     | 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. Cole.....   | 269, 279, 295.                          |
| 305...     | An act relative to employment agents. Hash.....   | 269, 292, 318.                          |
| 306...     | An act for the relief of D. P. Randall for expenses incurred in the transportation of prisoners from Lyon County to the State Prison. Committee on Claims.....  | 315, 333, 350, 362, 366, 395, 399.      |
| 307...     | An act relating to the assessment rolls and to the net proceeds of mines. Mineral Delegation.....   | 269, 294, 323, 345, 352, 360.           |
| 308...     | An act to amend an act entitled "An act providing for the protection and preservation of game, and repealing all acts and parts of acts in conflict therewith," approved March 24, 1909. Haight.....  | 270, 274, 279, 296, 374, 388.           |
| 309...     | An act to pay Sophia Baumann the sum of one hundred and fifty dollars for taking stenographically and transcribing the proceedings and report of the General Investigating Committee of the Senate and Assembly of the Twenty-sixth Session of the Nevada Legislature. Harrington.....  | 270, 274, 293, 304, 310, 379, 393.      |



| No.  | Title  | Page                               |
|------|--|------------------------------------|
| 310. | An act to amend an act entitled "An act to amend section 99 of 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," approved March 10, 1911. Fitzgerald of Elko.....   | 270.                               |
| 311. | An act authorizing the State Board of Pardons to pardon not more than two prisoners on December 24 of each year. Davis of Humboldt.....  | 270, 278, 298.                     |
| 312. | An act regulating the estates of deceased persons. Davis of Humboldt.....  | 270, 320, 332, 345, 352.           |
| 313. | An act creating the Nevada Highway Commission, defining its duties and powers, creating a county highway board, defining its powers and duties, providing for the raising of funds for road construction and the expenditure of said funds, and appropriating funds to permit of the organization of such State Highway Commission and said county highway board. Kelliher.....  | 270, 292, 295, 304, 311, 332.      |
| 314. | An act providing for an exhibit of the products of the State of Nevada at the Panama-California Exposition to be held in the city of San Diego, California, 1915, providing for the appointment of a Director-General and Honorary Directors, creating a Board of Directors, and making an appropriation for such exhibit, and other matters properly connected therewith. Buol.....   | 271.                               |
| 315. | An act providing for an exhibit of the products of the State of Nevada at the Panama-Pacific International Exposition to be held in the city of San Francisco, and the Panama-California Exposition to be held in the city of San Diego, California, 1915, providing for the appointment of a Director-General and Honorary Directors, creating a Board of Directors, and making an appropriation for such exhibits, and other matters properly connected therewith. Buol..... | 271.                               |
| 316. | An act to amend an act entitled "An act creating the office of Inspector of Mines; fixing his duties and powers; providing for the appointment of a deputy and fixing the compensation of both; requiring certain reports and notices of accidents to be made to said inspector, and defining the duties of the Attorney-General and District Attorneys in relation to suits instituted by the Inspector of Mines," approved March 24, 1909. Williams.....                     | 271, 334, 350, 385, 388.           |
| 317. | An act fixing and regulating court costs. Friedhoff of Washoe.....   | 273, 353, 384, 385.                |
| 318. | An act to amend section 7 of an act entitled "An act providing for a state loan and the refunding of the outstanding indebtedness of this State," approved March 15, 1913. Ways and Means Committee.....   | 313, 348, 385, 399.                |
| 319. | An act to provide for an investigation of all matters pertaining to the affairs and receivership of the State Bank and Trust Company, and making an appropriation therefor. Judiciary Committee.....   | 315, 320, 321, 323, 324, 385, 392. |
| 320. | An act to amend section 3 of an act entitled "An act to regulate and license the hunting of game birds and animals and the taking or catching of fish, and provide revenue therefrom for game and fish preservation and protection, and to prescribe a penalty for the violation thereof, and to make an appropriation for the purpose of carrying out the objects of this act," approved February 26, 1909. Fish and Game Committee.....                                      | 322, 330, 350, 374, 388.           |
| 321. | An act for the relief of Mrs. M. E. Johnson in payment for hay furnished to State Prison, and making an appropriation therefor. Committee on State Prison and Insane Asylum.....   | 321, 323, 345, 348, 349, 385, 392. |
| 322. | An act for the relief of D. P. Randall for expenses incurred in the transportation of insane patients from Lyon County to the Hospital for Mental Diseases. Committee on Counties and County Boundaries.....   | 353, 354, 380, 395, 399.           |
| 323. | An act fixing and establishing the fees to be charged in certain cases by the County Clerk of the Ninth Judicial District Court in the State of Nevada, and providing for the disposition of such fees, and to repeal a certain act. White Pine Delegation.....  | 356, 360, 377.                     |
| 324. | An act to amend an act entitled "An act prescribing the official oath of the State of Nevada," approved January 16, 1865. Judiciary Committee.....   | 356, 361, 367.                     |
| 325. | An act for the relief of certain persons in performing services for typewriting in connection with Assembly Bill No. 241. Ways and Means Committee.....  | 364, 380.                          |
| 326. | An act providing for the disposition of a portion of the patients' deposit fund of the Nevada Hospital for Mental Diseases. Ways and Means Committee.....  | 365, 380, 381, 399.                |
| 327. | An act to create a Legislative Fund. Ways and Means Committee.....   | 374, 375, 385, 388.                |
| 328. | An act to amend an act entitled "An act authorizing the Governor to offer a reward for the arrest and conviction of the person or persons guilty of the murder of Henry Cambron and three associates in Washoe County," approved February 17, 1911. Contingent Expenses Committee.....   | 377, 378, 381.                     |
| 329. | An act to fix the salary of the First Associate Commissioner of the Railroad Commission of Nevada. Taxation Committee.....   | 390, 391, 395, 399.                |
| 330. | An act to repeal section 14 of an act entitled "An act fixing the salaries of the county officers of Lincoln County and providing for the compensation of a deputy sheriff therein," approved February 17, 1887. Clark and Lincoln Delegations.....  | 393, 395, 399.                     |
| 331. | An act to provide a fee bill for the office of Secretary of State. Brandon.....  | 398, 399.                          |

## INDEX TO ASSEMBLY RESOLUTIONS AND MEMORIALS

| <i>No.</i> | <i>Title</i>   | <i>Page</i>                            |
|------------|--|--|
| 1.         | Joint and Concurrent Resolution, relative to abolishing certain United States mints and assay offices. Holmes.....                                     | 9, 34, 36, 40, 42, 72, 120, 194.       |
| 2.         | Joint and Concurrent Resolution, ratifying amendment to United States Constitution. Gardiner.....  | 19, 34, 37, 40, 42, 72, 120, 194, 252. |
| 3.         | Joint and Concurrent Resolution, relative to revision of the Constitution of the State of Nevada. Gardiner.....  | 35, 94, 99.                            |
| 4.         | Joint and Concurrent Resolution, relative to amending section 1 of article 15 of the Constitution of Nevada. Welshons.....                             | 60, 102, 105, 125, 148.                |
| 5.         | Joint and Concurrent Resolution, relative to Washoe tribe of Indians. Harrington.....  | 87, 100, 113, 136, 164, 180, 194.      |
| 6.         | Joint and Concurrent Resolution, relative to the extension of the Chinese Exclusion Act so as to include all Asiatic and pauper labor. Bachenberg..... | 106, 123.                              |
|            | Substitute for Resolution No. 6.....   | 194.                                   |
| 7.         | Joint and Concurrent Resolution, relative to good roads throughout the State. Lozano.....  | 111, 152.                              |
|            | Substitute for Resolution No. 7.....   | 190, 275, 320.                         |
| 8.         | Joint and Concurrent Resolution, relative to Newlands River Irrigation Bill. Fitzgerald of Eureka.....   | 135, 152, 178, 202, 329.               |
| 9.         | Joint and Concurrent Resolution, relative to amending section 3 of article 11 of the Constitution. Hash.....   | 197, 226, 234, 342, 359.               |
| 10.        | Joint and Concurrent Resolution, relative to amending section 1 of article 10 of the Constitution. Haight.....   | 207.                                   |
|            | Substitute for Resolution No. 10. Committee on Taxation and Revenue.....   | 230, 247.                              |
| 11.        | Joint and Concurrent Resolution, relative to public ownership and operation of railroads. Davis of Nye.....  | 244, 291, 318.                         |
| 12.        | Joint and Concurrent Resolution, enforcing section 4124 of the Revised Laws of Nevada, 1912. Mighels.....  | 255, 279, 297, 330, 347.               |
| 13.        | Joint and Concurrent Resolution, declining to make any appropriation for the Panama-Pacific Exposition at San Francisco. Russell.....                  | 260, 275, 294.                         |
| 14.        | Joint and Concurrent Resolution, relative to amending section 1 of article 16 of the Constitution. Cole.....   | 269, 291.                              |
| 15.        | Joint and Concurrent Resolution. Kelliher.....   | 307, 330, 349, 363, 384.               |
| 16.        | Joint and Concurrent Resolution, relative to commission in charge for Nevada of Panama-Pacific International Exposition. Bachenberg.....               | 353, 372, 379, 392, 399.               |
| 17.        | Joint and Concurrent Resolution, relative to the Panama-Pacific International Exposition. Cole.....  | 356, 362, 365, 385, 393.               |



# INDEX TO SENATE BILLS

| No.   | Title   | Page   |
|-------|---|--|
| 2..   | An act to create a Legislative Fund. Coryell.....   | 12, 15, 16, 17, 51, 193.                                 |
| 3..   | An act for the relief of Thomas B. Ramsey for services rendered the State of Nevada under instructions from the Governor. Heffernan.....  | 49, 51, 94, 99, 107, 142, 153, 159, 167, 312.            |
| 7..   | An act to provide employed electors opportunities to vote. Scanlan.....   | 49, 51, 94, 99, 150, 193.                                |
| 9..   | An act relating to mines and mining, and requiring the keeping open of passage-ways connecting contiguous mines and giving the right to use the outlet through such contiguous mine in case of necessity, and providing a penalty for violation thereof. Arnold.....  | 85, 104, 168, 205, 312.                                  |
| 12..  | An act to repeal section 3 of an act entitled "An act providing for the printing of legislative bills and resolutions, and other matters relating thereto," approved March 4, 1911. Engrossing Committee.....   | 33, 36, 37, 193.   |
| 13..  | Substitute for Senate Bill No. 13—An act regulating the employment of women and minors, and providing penalties for violations of the provisions of said act. Judiciary Committee.....  | 312, 313, 353, 361.                                      |
| 15..  | An act to provide for a county high school in the city of Ely, Nevada, furnishing and equipment of a building for such, creation of a fund for the purchase of such site, the erection, furnishing and equipment of such building and the establishing and maintaining of such school. White Pine Delegation..... | 48, 51, 52, 55, 193.                                     |
| 16..  | An act to regulate the sale of state law books, approved March 5, 1907. Heffernan.....  | 72, 81, 105, 114, 193.                                   |
| 19..  | An act to amend section 2 of an act entitled "An act to license and regulate insurance business in this State," approved February 23, 1881. Carpenter.....  | 48, 51, 69, 82, 94, 193.                                 |
| 22..  | An act to amend an act entitled "An act concerning Justices of the Peace," approved March 4, 1881. Mills.....   | 48, 83, 193.   |
| 23..  | Senate Substitute for Senate Bill No. 23—An act in relation to pandering, to define and prohibit the same, to provide for the punishment thereof, and for the competency of certain evidence at the trial thereof. Judiciary Committee.....   | 72, 73, 81, 110, 133, 143, 151, 164, 202, 204, 321, 334. |
| 24..  | An act regulating automobiles or motor vehicles on public roads, highways, parks or parkways, streets and avenues, within the State of Nevada. Arnold.....  | 302, 344.  |
| ..... | Substitute for Senate Bill No. 24.....  | 302, 303, 321, 348, 356, 373, 374, 385.                  |
| 25..  | An act authorizing the Secretary of State to furnish certain printed public documents to certain persons therein named. Heffernan.....  | 48, 51, 59, 75, 193.                                     |
| 26..  | An act to repeal an act entitled "An act regulating the purchase of supplies by the State of Nevada and the several counties of the State. Bell.....  | 48, 116, 129, 148, 193.                                  |
| 27..  | An act to repeal an act entitled "An act relating to purchase of supplies." Bell.....   | 48, 51, 116, 153, 193.                                   |
| 28..  | An act to amend an act entitled "An act to fix the state tax levy and to distribute the same in the proper funds," approved March 19, 1911. Horsey.....   | 48, 51, 226, 234, 312.                                   |
| 29..  | An act to amend an act entitled "An act providing for the disposition of poll-tax collections," approved March 27, 1911. Horsey.....  | 54, 55, 69, 94, 104.                                     |
| 30..  | An act to promote the safety of employees and passengers upon railroads by limiting the hours of service of employees thereon and defining the duties of the District Attorney and the State Railroad Commission in regard thereto. Arnold.....   | 202, 215, 252, 285.                                      |
| 31..  | An act to amend an act entitled "An act to create a fire department fund," approved March 9, 1865, approved March 1, 1881, approved March 2, 1911. Arnold.....  | 49, 51, 56, 60, 88, 99, 193.                             |
| 32..  | An act authorizing the Board of County Commissioners of the various counties in the State to acquire real estate and to sink, or cause to be sunk, thereon artesian wells and making the expense thereof a legal charge against the county. Fulmer.....   | 72, 81, 94, 98, 193.                                     |
| 33..  | An act to amend an act entitled "An act providing for the incorporation of cities, their classification, the establishment and alteration of their boundaries, the government and disincorporation thereof, and repealing all acts and parts of acts in conflict herewith," approved March 27, 1907. Mills.....   | 72, 81, 110, 131, 193.                                   |

| <i>No.</i> | <i>Title</i>   | <i>Page</i>   |
|------------|--|---|
| 34..       | An act to regulate the practice of optometry and for the appointment of a board of examiners in the matter of said regulation. Ascher.....   | 78, 109, 114, 115, 148,<br>149, 150, 172, 181, 227,<br>312. |
| 36..       | An act limiting and regulating the hours of labor of females employed in any mill, factory, manufacturing, mechanical or mercantile establishment, workshop, printing office, bakery, laundry, clothing, dressmaking or millinery establishment, store, restaurant, hotel, apartment house, lodging house, hospital, office, or any place where goods or tickets are sold or distributed, or any express, railroad, transportation or power concern, or any concern engaged in the transmission or distribution of telegraph or telephone messages, or merchandise. Tannahill..... | 94, 97, 163, 195, 202,<br>221, 275, 312.                    |
| 37..       | Substitute for Senate Bill No. 37—An act to amend sections 8, 16 and 17 of an act entitled "An act to fix the state tax levy and to distribute the same in the proper funds," approved March 18, 1911. Mack.....   | 134, 138, 169, 204, 227,<br>312.                            |
| 38..       | An act to provide books, equipment, and materials free of charge to the pupils of the public schools, and to provide for and encourage the economic use thereof, and fixing penalties for its infraction, and repealing an act in conflict herewith. White Pine Delegation.....  | 72, 81, 226, 235, 268,<br>277.                              |
| 39..       | An act to incorporate the town of Winnemucca, in Humboldt County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto. Bell.....   | 85, 97, 117, 140, 158,<br>312.                              |
| 41..       | Substitute for Senate Bill No. 41—An act to make unlawful the running at large of live stock upon the enclosed public roads or highways of certain counties, or the straying, feeding or picketing of live stock thereon; to provide for the disposal of such animals and for the punishment of violations of this act.....  | 124, 128, 227, 234, 277,<br>312.                            |
| 44..       | An act to amend an act entitled "An act relating to the organized and to the enrolled militia," and to repeal certain acts in conflict therewith. Committee on Military and Indian Affairs.....  | 72, 81, 87, 116, 145,<br>176, 312.                          |
| 46..       | Substitute for Senate Bill No. 46—An act to amend section 1 of an act entitled "An act requiring foreign corporations doing business in the State of Nevada to publish annual statements," approved March 28, 1901. Judiciary Committee.....   | 78, 87, 102, 106, 108,<br>156, 166, 227, 275.               |
| 47..       | An act to provide adequate fire protection for the State Capitol Building and making an appropriation therefor. Chapin.....  | 94, 97.   |
| .....      | Substitute for Senate Bill No. 47.....   | 253, 285, 304, 305, 348,<br>349.                            |
| 48..       | Senate Substitute for Senate Bill No. 48—An act amending section 5 of an act entitled "An act providing for the protection and preservation of game, and repealing all acts and parts of acts in conflict herewith," approved March 24, 1909. Committee on Fish and Game.....  | 134, 136, 168, 196, 312.                                    |
| 49..       | Senate Substitute for Senate Bill No. 49—An act to amend an act entitled "An act concerning public schools and repealing certain acts relating thereto," approved March 20, 1911, and providing a penalty for violation of the said act as herein amended. Committee on Education.....   | 144, 146, 226, 234, 312.                                    |
| 52..       | An act making an appropriation for the State Agricultural Experiment Dry Farm, located at Pleasant Valley, Elko County, Nevada, for the years 1913 and 1914. Jones.....  | 214, 215, 253, 288, 304,<br>306.                            |
| 53..       | An act to regulate the salary and compensation of the Justices of the Peace and Constables of Elko, Star Valley, and Montello Townships in Elko County, State of Nevada. Jones.....  | 94, 97, 143, 149, 193.                                      |
| 54..       | Senate Substitute for Senate Bill No. 54—An act concerning the payment of salaries of state officers or commissioners. Judiciary Committee.....  | 132, 136, 210, 221, 285,<br>293, 389, 391, 393.             |
| 55..       | An act to amend an act entitled "An act concerning crimes and punishments, and repealing certain acts relating thereto," approved March 17, 1911. Kendall.....   | 331, 333, 358.  |
| 56..       | An act relating to the issuance of permits for the appropriation of water where the works to be constructed under such permits or the point of diversion or place of intended use are situated without the State of Nevada. Bell.....  | 129, 136, 320, 345.   |
| 57..       | An act authorizing the purchase for the office of the Attorney-General of the State of Nevada additional steel book-stacks and filing-cases, and providing an appropriation therefor. Kendall.....   | 124, 127, 136, 226, 235,<br>304.                            |
| 58..       | An act to amend section 115 of 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. Horsey.....   | 254, 260, 307, 337.   |
| 59..       | An act to amend section 8 of an act entitled "An act in relation to County Treasurers," approved November 29, 1861. Horsey.....  | 129, 136, 172, 205, 312.                                    |



| No. | Title  | Page                               |
|-----|--|------------------------------------|
| 60. | An act to provide a water law for the State of Nevada; providing a system of state control; creating the office of the State Engineer and other offices connected with the appropriation, distribution and use of water, prescribing the duties and powers of the State Engineer and other officers and fixing their compensation; prescribing the duties of water users and providing penalties for failure to perform such duties; providing for the appointment of water commissioners, defining their duties and fixing their compensation; providing for a fee system, for the certification of records, and an official seal for the State Engineer's office; providing for an appropriation to carry out the provisions of this act; and other matters properly connected therewith, and to repeal all acts and parts of acts in conflict with this act, repealing an act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide for the appointment of a State Engineer, an Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of water commissioners and defining their duties, approved February 26, 1907; also repealing an act amendatory of a certain act entitled "An act to provide for the appropriation, distribution and use of water, and to define and preserve existing water rights, to provide for the appointment of a State Engineer and Assistant State Engineer, and fixing their compensation, duties and powers, defining the duties of the State Board of Irrigation, providing for the appointment of water commissioners and defining their duties, approved February 26, 1907, and to provide a fee system for the certification of the records of, and an official seal for, the State Engineer's office, and other matters relating thereto," approved February 20, 1909. Committee on Agriculture, Irrigation and Reclamation of Arid Lands. | 275, 276, 314, 315, 334, 335.      |
| 61. | An act to reimburse the United States of America for military property lost by the State of Nevada, and to purchase from the United States of America, as relics, certain obsolete ordnance and ordnance stores now in possession of the State of Nevada. Committee on Military Affairs.   | 124, 125, 143, 153, 191, 312.      |
| 62. | An act abolishing the office of Road Supervisor of White Pine County, authorizing the division of said county into road districts and providing for the election of road supervisors for said districts, and fixing the duties and compensation for road supervisors. White Pine Delegation.   | 94, 104, 110, 153, 181, 312.       |
| 63. | An act in relation to the sale of state law books. Arnold.   | 111, 114, 123, 153, 194.           |
| 64. | An act to amend section 102 and to repeal section 106 of an act entitled "An act providing a general corporation law," approved March 16, 1903. Arnold.  | 132, 136, 185, 209, 312.           |
| 65. | Substitute for Senate Bill No. 65—An act to amend an act entitled "An act to form agricultural districts, to provide for the organization of agricultural associations therein, and for the management and control of the same by the State," approved March 7, 1885. Committee on Agriculture, Irrigation and Arid Lands.   | 202, 203, 274, 299.                |
| 66. | An act to provide aid for county agricultural associations in holding fairs. Dolf.   | 214, 215, 253, 285, 304.           |
| 67. | An act to regulate the sale and use of poisons in the State of Nevada, and providing a penalty for the violation thereof. Ascher.  | 124, 125, 172, 205, 279, 298, 331. |
| 70. | An act appropriating four thousand eight hundred dollars for the support and maintenance of the Florence Crittenton Mission of Nevada, Incorporated, located at Reno, Washoe County, Nevada. Gault.  | 124, 125, 143, 191, 192, 202, 312. |
| 71. | An act to create a Legislative Fund. Bell.   | 96, 193.                           |
| 72. | An act to amend sections 3 and 5 of an act entitled "An act to authorize the issuance of interest-bearing school warrants in emergencies, to repeal all acts and parts of acts in conflict herewith, and other matters properly connected therewith," approved March 25, 1911. Heffernan.  | 144, 146, 180, 208, 312.           |
| 73. | An act to amend an act entitled "An act to provide for the appointment of guardians, and to prescribe their duties," approved March 4, 1899. Horsey.   | 111, 114, 123, 193.                |
| 74. | An act to amend an act entitled "An act to regulate proceedings in civil cases in this State and to repeal all other acts in relation thereto," approved March 17, 1911. Horsey.   | 111, 114, 123, 154, 193.           |
| 75. | An act to provide for the relief of H. C. Jepson, Clerk and Treasurer of Douglas County. Mack.   | 164, 166, 271, 286.                |
| 76. | An act providing a general law on the subject of warehouse receipts, to be known as "The Warehouse Receipts Law." Horsey.  | 214, 279, 311.                     |
| 77. | An act authorizing the Board of County Commissioners of the county of Humboldt, State of Nevada, to issue bonds for the construction, equipment and furnishing of a high-school building in the town of Lovelock, Nevada, and authorizing the County Board of Education of said county to construct, equip and furnish said building. Carpenter.   | 144, 146, 152, 195, 312.           |
| 78. | An act for the relief of Wellington Bowen. Stickney.   | 124, 125, 143, 153, 191, 312.      |

| <i>No.</i> | <i>Title</i>  | <i>Page</i>                                |
|------------|---|--|
| 79..       | An act to provide for the protection and preservation of trout and other fish in the waters of the State of Nevada and other matters pertaining thereto, and to state in part what shall be evidence of its violation, and to prescribe penalties for its violation, and to provide for its enforcement, and to repeal all acts and parts of acts in conflict herewith. Ascher.....   | 239, 245, 271, 283, 300,<br>303, 354, 374. |
| 80..       | An act to authorize the Board of School Trustees of School District No. 4, Churchill County, State of Nevada, to issue bonds for the purpose of installing water and sewer connections in the public school building of said District No. 4 in the city of Fallon and owned by said district, and matters properly connected therewith. Dolf.....   | 136, 143, 150, 193.                        |
| 81..       | An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded or poisonous or deleterious foods, drugs, medicines and liquors and for regulating the manufacture and traffic therein, and providing penalties for the violation thereof. Chapin.....   | 194, 301, 307, 359.                        |
| 82..       | An act to amend an act entitled "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," approved March 3, 1893. Dolf.....   | 165, 166, 193, 217, 312.                   |
| 83..       | An act to amend section 1 of an act entitled "An act to authorize the Board of County Commissioners of Lincoln County, Nevada, to empower the Board of Fire Commissioners of the town of Caliente, in said county, to issue bonds for the purpose of paying off the outstanding indebtedness of said town, incurred on account of installing a system of water supply for said town, and to complete and perfect the same," approved March 18, 1911. Horsey.....  | 134, 136, 152, 170, 312.                   |
| 84..       | An act to amend section 123 of 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. Horsey.....  | 144, 146, 210, 220, 312.                   |
| 85..       | An act to repeal an act entitled "An act to provide for licensing itinerant and unsettled merchants, traders, peddlers and auctioneers," approved March 24, 1905. Horsey.....   | 144, 146, 204, 312.                        |
| 86..       | An act creating the office of State Dental Surgeon, prescribing his duties, fixing his compensation, and other matters relating thereto. Mills.....   | 312, 313, 388, 390.                        |
| 87..       | An act granting a franchise to Elko-Lamoille Power Company, a corporation organized under the laws of the State of Nevada, its successors and assigns, to construct, maintain and operate an electric light, heat and power line and a telephone line in connection therewith from Lamoille Creek in Elko County, to and into the town of Elko, across and under the highways, streets, alleys and certain lands between said termini. Jones..  | 164, 166, 180, 208.                        |
| 88..       | An act to amend an act entitled "An act to regulate proceedings in civil cases in this State, and to repeal all other acts in relation thereto," approved March 17, 1911. Chapin.....   | 144, 146, 168, 204, 227,<br>312.           |
| 89..       | An act making living in open adultery and fornication, or adultery or fornication, a misdemeanor; establishing a rule of evidence in such cases, and fixing a penalty for such crime. Chapin.....   | 164, 166, 347, 360.                        |
| 91..       | An act to provide a fee bill for the office of Secretary of State. Arnold.....  | 181, 183, 243, 282.                        |
| 93..       | An act to amend an act entitled "An act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal other acts in relation thereto," approved February 27, 1883. Bell.....  | 144, 146, 196.                             |
| 95..       | Substitute for Senate Bill No. 95—An act to provide for the maintenance and operating of the State Agricultural Experiment Farm, situated at Logan, Clark County, Nevada, for the years 1913-1914 and making an appropriation therefor; providing for the expenditure of money in Las Vegas Valley, Clark County, Nevada, and acquiring a suitable tract of land upon which to conduct experiments. Committee on Ways and Means.....  | 302, 303, 321, 345, 348,<br>357.           |
| 96..       | An act to amend an act entitled "An act concerning and fixing standard weights and measures and to regulate the sale of commodities or articles of merchandise according to such standards, and to provide fines, penalties and damages for the violation thereof, and for rules of evidence relating thereto; and to provide for the inspection of weights, measures, and weighing and measuring devices, and for the enforcement thereof and making an appropriation for the carrying out of this act," approved March 8, 1911. Chapin.....   | 194, 301, 307, 333, 359,<br>364, 368.      |
| 97..       | An act to amend an act entitled "An act creating a State Board of Health, defining their duties, prescribing the manner of the appointment of its officers, fixing their compensation and making an appropriation for the support of said board, establishing county boards of health, requiring certain statements to be filed, and defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, by amending section 6 thereof and adding three new sections thereto, and providing for the renumbering of sections 25, 26, 27, 28, 29, and 30. Ascher..... | 144, 146, 238, 249, 312.                   |



| No.  | Title   | Page   |
|------|---|--|
| 98.  | An act to amend section 5 of an act entitled "An act to provide for a county high school in the city of Ely, Nevada, for the purchase of a site, and the erection, furnishing and equipment of a building for such school, for the issuance and payment of bonds for the creation of a fund for the purchase of such site, the erection, furnishing and equipment of such building and the establishing and maintaining of such school. Fulmer.....   | 143, 146, 150, 164, 193, 226.                |
| 99.  | An act repealing the act creating the Bureau of Industry, Agriculture and Irrigation. Coryell.....  | 143, 146, 157, 170, 171, 174, 182, 183, 361. |
| 100. | An act providing for the better prevention, control and extermination of infectious, contagious and destructive diseases, parasites and insect pests, affecting animals, poultry, bees or agricultural or horticultural plants, trees or shrubs, injurious to any industry in the State, and other matters relating thereto. Stickney.....  | 254.   |
|      | .....Substitute for Senate Bill No. 100.....  | 254, 260, 279, 299.                          |
| 101. | An act providing for interstate and intrastate quarantine with respect to domestic animals and other live stock, poultry, bees, and agricultural and horticultural crops, products, seeds, plants, trees or shrubs, infected with, or which may have been exposed to, infectious, contagious or destructive diseases, or infested with parasites, or insect pests, or the eggs or larva thereof, dangerous to any industry in the State; and other matters relating thereto. Stickney.....  | 302, 321, 323, 342, 348, 352.                |
| 103. | An act to regulate the use of derailing switches or other derailing devices in the operation of railroads in the State of Nevada; providing for the use of signal lights in connection with such derailing switches or devices for the purpose of designating the location of the same to approaching trains, their enginemen and crews; providing penalty for the violation of its provisions; and providing for the enforcement of this act by the Railroad Commission. Balzar.....   | 202, 203, 272, 284.                          |
| 104. | An act consenting to the use by the United States of America of Lake Tahoe, its waters, bed, shores, and capability of use for reservoir purposes, in connection with the Truckee-Carson Reclamation Project of the Reclamation Service of the United States. Dolf.....   | 164, 166, 172, 173, 177, 312.                |
| 105. | An act for the relief of A. B. Lightfoot. White Pine Delegation.....  | 214, 215, 253, 288, 304, 308.                |
| 106. | An act requiring the Chief Clerk of the Assembly and Secretary of the Senate to verify and correct the copies of the Assembly and Senate Journals for the State Printer, and making an appropriation therefor. Horsey.....  | 214, 215, 253, 288, 304, 307.                |
| 107. | An act prohibiting all persons and corporations owning, operating, managing, conducting or controlling telephones, telephone lines, telephone systems or a telephone plant in the State of Nevada from demanding, requiring or receiving of any person, any money or other thing, for installing or placing any telephone or telephonic instrument of any kind, in or upon any premises or place, excepting the payment for the use or rental of said telephone or telephonic instrument, for not exceeding two months in advance, and providing a penalty for the violation thereof. Arnold.....                 | 342, 343, 353, 361.                          |
| 108. | An act creating the office of Deputy Constable of Elko Township, in Elko County, State of Nevada, and providing for the payment of a salary to such Deputy Constable. Jones.....  | 227, 228, 282.                               |
| 109. | An act to authorize the Board of County Commissioners of Clark County to issue bonds for the purpose of creating a fund for the erection and furnishing of county buildings in the City of Las Vegas. Bergman.....  | 164, 166, 180, 208, 312.                     |
| 112. | An act to amend section 7 of an act entitled "An act relative to elections and to more fully secure the secrecy of the ballot," approved March 13, 1891, said amended section being section 1839 of the Revised Laws of Nevada. Carpenter.....  | 181, 183, 274, 299.                          |
| 113. | An act to amend an act entitled "An act to amend section 99 of 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, approved March 10, 1911. Fulmer.....  | 181, 183, 226, 233, 234, 239.                |
| 114. | An act to regulate the salaries of certain county officials of Clark County. Bergman.....   | 173, 209, 227, 312.                          |
| 115. | An act appropriating fifty dollars out of the Legislative Fund of the Twenty-sixth Session of the Nevada Legislature to be paid to M. Farrell, porter of the Senate, and Richard Savage, porter of the Assembly, for cleaning and putting in order the Legislative Chambers after adjournment of said Twenty-sixth Session. Coryell.....  | 214, 253, 288, 304, 308, 330, 342, 391.      |
| 116. | An act making it unlawful for any railroad and other transportation company doing business in the State of Nevada and any agent, officer or servant of any railroad or other transportation company, to require any employee of such railroad or transportation company to purchase of any such company or any particular person, firm or corporation, or any particular place or places, the uniforms or other clothing or apparel required by any such railroad or other transportation company to be used by such employees in the performance of their duties as such, and fixing the penalty thereof. Bell.. | 215, 243, 282.                               |

| <i>No.</i> | <i>Title</i>   | <i>Page</i>                        |
|------------|--|------------------------------------|
| 117.       | An act to repeal an act to regulate the measurement of charcoal, approved February 26, 1879. Heffernan.....  | 202, 203, 253, 291, 319.           |
| 120.       | An act to repeal sections 115 and 118 of an act entitled "An act concerning crimes and punishments and repealing certain acts relating thereto," approved March 17, 1911. Tannahill.....   | 227, 228, 253, 288.                |
| 121.       | An act making it a misdemeanor to abandon or wilfully neglect to provide for the support and maintenance by any person of his wife, or of his or her minor children, in destitute or necessitous circumstances. Ascher.....  | 227, 311.                          |
| 122.       | An act requiring the giving of notice of live stock killed or injured by locomotives or cars, and providing a penalty for failure to give notice of live stock so killed or injured. Sweeney.....  | 227, 279, 298, 331.                |
| 123.       | An act for the relief of Dr. T. F. Richardson, State Veterinarian, for the years 1911 and 1912. Dolf.....  | 172, 307, 314, 315, 348.           |
| 124.       | An act to create a Legislative Fund. Miller.....   | 177, 178, 179, 180, 312.           |
| 125.       | An act to repeal an act entitled "An act making an appropriation for the installation of machinery and other appliances at the Nevada State Prison," approved March 24, 1909. Bergman.....   | 202, 203, 253, 288.                |
| 126.       | An act fixing the salary and compensation for official services of the Constable of Austin Township of the town of Austin, Lander County, Nevada. Miller.....  | 202, 203, 213, 222, 312.           |
| 127.       | Substitute for Senate Bill No. 127—An act to establish Assembly Districts in the county of Washoe, and providing for the election therefrom of members of the Assembly of the State of Nevada. Ascher.....   | 302, 303, 384, 386.                |
| 130.       | An act prescribing the duties of public service water companies in the matter of furnishing water for fire protection. Kendall.....  | 292, 293, 340, 360.                |
| 135.       | An act providing for an exhibit of the products of the State of Nevada at the Panama-Pacific International Exposition to be held in the city of San Francisco, California, in 1915, providing for the appointment of a Director-General and honorary directors, creating a Board of Directors, and making an appropriation for such exhibit, and other matters properly connected therewith. Dolf..... | 312.                               |
|            | .....Substitute for Senate Bill No. 135. Committee on Ways and Means.....  | 313, 321, 326.                     |
| 136.       | An act providing for branding the hides of slaughtered bovine animals and prescribing a penalty for the violation of this act. Sweeney.....  | 275, 276, 347, 360, 363, 365.      |
| 137.       | An act to amend an act entitled "General act concerning crimes and punishments," approved March 17, 1911. Heffernan.....   | 254, 260, 314, 315, 322, 323, 364. |
| 138.       | An act for the support and maintenance of the Governor's Mansion, and making an appropriation therefor. Balzar.....  | 302, 303, 321, 345, 348, 357.      |
| 140.       | An act to amend an act entitled "An act to provide for the better preservation of public roads and highways," approved March 5, 1885, by adding a new section thereto to be known as section 1a. White Pine Delegation.....  | 292, 293, 338, 359.                |
| 141.       | 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. White Pine Delegation.....   | 239, 245, 279, 299.                |
| 142.       | An act to provide for the transfer of children from one school district to an adjoining school district in the same county, and other matters properly related thereto. Tannahill.....   | 292, 293, 315, 343, 363, 376.      |
| 143.       | An act to appropriate certain moneys for the purpose of assisting to defray the expenses of holding the department encampment of California and Nevada of the Grand Army of the Republic, in the summer of 1913, in this State, and other matters relating thereto. Miller.....  | 302, 303, 321, 331, 348, 356.      |
| 146.       | An act to provide for the copying of the Journal of the Senate for the Twenty-sixth Session. Kendall.....  | 302, 303, 321, 343, 348, 356.      |
| 147.       | An act authorizing the County Commissioners of the various counties to reestablish the boundaries of school districts and road districts in their respective counties. Coryell.....  | 303, 344.                          |
| 148.       | An act to create a State Board of Accountancy and prescribe its powers and duties; to provide for the examination of and issuance of certificates to applicants, with the designation of certified public accountants; and to provide the grade of penalty for violation of the provisions hereof. Bell.....   | 342, 343, 355, 371.                |
| 149.       | An act to provide for the care and education of feeble-minded children, and other matters properly connected therewith. Kendall.....   | 379, 338, 390, 391.                |
| 150.       | An act to create the office of Road Supervisor in the county of Eureka. Sweeney.....   | 302, 303, 358, 375.                |
| 152.       | An act to prevent competition in restraint of trade and providing for the revocation and discontinuance of business licenses under certain conditions, and other matters properly connected therewith. Coryell.....  | 302, 303, 340, 359, 368.           |
| 153.       | An act to regulate the fees of the County Clerk of Elko County, State of Nevada, and to repeal all other acts and parts of acts in conflict therewith. Jones.....  | 302, 303, 370, 383.                |



| <i>No.</i> | <i>Title</i>   | <i>Page</i>                                |
|------------|--|--|
| 154.       | An act to authorize the Board of County Commissioners of the county of Elko, State of Nevada, to issue bonds to provide for the construction, equipment and furnishing of a high-school building, in the town of Wells, Nevada, and authorizing the County Board of Education of said county to construct, equip and furnish said building. Elko Delegation.....   | 302, 303, 353, 361.                        |
| 155.       | An act to amend sections 4 and 5 of an act entitled "An act to license and regulate insurance business in this State," approved February 23, 1881. Carpenter.....  | 330.                                       |
| 156.       | An act to provide for licensing the business of receiving moneys for deposit or safe keeping, and licensing the sale of money orders, bills of exchange, or contracts of any kind for the payment of money, and providing a penalty for the violation thereof. Kendall.....  | 312, 313, 333, 359,<br>368, 377, 392, 396. |
| 157.       | An act providing for a public highway and making an appropriation therefor. Bergman.....   | 395, 396.                                  |
| 160.       | An act to provide for the reclamation and occupancy of lands subject to acceptance by the State of Nevada under the provisions of the Act of Congress, approved August 18, 1894, and all acts amendatory and supplemental thereto, and governing the selection, management and disposal of all lands granted the State under the provisions thereof, and repealing all acts in conflict herewith. Coryell.....   | 373, 374, 378, 383, 387,<br>388.           |
| 161.       | An act to amend an act entitled "An act fixing the fees and mileage of witnesses in criminal cases in the District Courts of Humboldt, Esmeralda, Eureka, Mineral and Elko Counties, State of Nevada, providing payment therefor, and repealing an act entitled 'An act fixing the fees and compensation of witnesses in criminal cases in and for the county of Humboldt, and providing payment therefor,' approved March 20, 1907," approved March 24, 1911. Bell.....   | 331, 333.                                  |
| 162.       | An act regulating the salaries of certain state officers of the State of Nevada. Fulmer.....   | 342, 343, 355, 372.                        |
| 163.       | An act regulating the salaries of the members of the Railroad Commission of Nevada. Fulmer.....  | 342, 343, 355, 375.                        |
| 165.       | An act regulating the salaries of certain state officers of the State of Nevada. Fulmer.....   | 342, 343, 355, 371.                        |
| 167.       | An act to amend sections 191, 194, 195, 196 and 197 of an act entitled "An act concerning public schools, and repealing certain acts relating thereto," approved March 20, 1911. Bell.....   | 364, 370, 382.                             |
| 168.       | An act to amend certain sections of an act entitled "An act to regulate proceedings in civil cases in this State and to repeal all other acts in relation thereto," approved March 17, 1911. Committee on Judiciary.....   | 330, 355, 365.                             |
| 170.       | An act for the relief of the county of Lincoln in the State of Nevada. Horsey.....   | 342, 343, 355, 364, 380.                   |
| 171.       | An act to amend section 8 of an act entitled "An act concerning the courts of justice of this State, and judicial officers," approved January 26, 1865. Committee on Judiciary.....  | 312, 313, 338, 339.                        |
| 172.       | An act to repeal certain acts in relation to agricultural farms of the State and providing for the disposal of the property belonging to the same. Committee on Ways and Means.....  | 385.                                       |
| 173.       | An act in relation to the presentation of a silver service to the battleship "Nevada," and making an appropriation therefor. Mills.....  | 342, 343, 355, 364, 371,<br>380, 381.      |
| 174.       | An act for the relief of D. P. Randall, Lloyd B. Thomas and the Pacific Telephone and Telegraph Company. Coryell.....  | 373, 374, 378, 382, 386.                   |
| 175.       | An act to regulate the construction of weirs in river dams situated within two miles of any incorporated city or town governed by a Board of County Commissioners within this State, and other matters related thereto. Bell.....  | 364, 372, 382, 387.                        |
| 176.       | An act for the relief of Guy Guinan. Bergman.....  | 342, 343, 355, 371, 380,<br>381.           |
| 177.       | An act appropriating the sum of four hundred and fifty dollars to meet Nevada's pro rata of the cost of the Governors' Conferences for the years 1912, 1913, and 1914. Ways and Means Committee.....   | 390, 392.                                  |
| 178.       | An act to repeal section 73 and to amend section 74 of an act entitled "An act concerning crimes and punishments, and repealing certain acts relating thereto," approved March 17, 1911. Bell.....   | 364, 372, 382.                             |
| 179.       | An act to amend an act entitled "An act to provide for a county high school in the city of Ely, Nevada, for the purchase of a site and the erection, furnishing and equipment of a building for such school, for the issuance and payment of bonds for the creation of a fund for the purchase of such site, the erection, furnishing and equipment of such building and the establishing and maintaining of such school," approved February 8, 1913, as amended by an act entitled "An act to amend section 5 of an act entitled 'An act to provide for a county high school in the city of Ely, Nevada, for the purchase of a site and the erection, furnishing and equipment of a building for such school, for the issuance and payment of bonds for the creation of a fund for the purchase of such site, the erection, furnishing and equipment of such building and the establishment and maintaining of such school,'" approved February 28, 1913; and to provide for a county |  |

| <i>No.</i> | <i>Title</i>   | <i>Page</i>                        |
|------------|--|------------------------------------|
|            | high school in and for White Pine County, State of Nevada, situated in the city of Ely, in said county and State; for the establishment and maintenance of such school; for the purchase of a site therefor in said city, and the erection thereon, furnishing and equipment of a building for such school; for the issuance and sale, by the Board of County Commissioners of said county, of fifty thousand dollars county high-school site and building six per cent bonds of said county for the purpose of raising funds with which to create a fund to purchase such site and erect thereon, furnish and equip such building; for the levy and collection of a direct annual ad valorem tax on all the taxable property of said county, including the net proceeds of mines, in addition to all other taxes, sufficient to pay the interest on and the principal of said bonds promptly when and as the same become due; and for the repeal of all acts or parts of acts in conflict herewith. Fulmer..... | 354, 362, 363, 375.                |
| 180.       | An act to amend section 7 of an act entitled "An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of Nevada, providing for penalties for the violation hereof, and to repeal an act now in force relating to the same and known as 'An act to insure the better education of practitioners of dental surgery and to regulate the practice of dentistry in the State of Nevada,'" approved March 16, 1895. Arnold.....   | 354, 362, 363, 376.                |
| 181.       | An act making appropriation so as to put into immediate operation the provisions of that certain act entitled "An act relating to the compensation of injured workmen in the industries of this State, and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability of employers to their employees; and repealing all acts and parts of acts in conflict with this act," approved March 17, 1913. Bell.....  | 385, 388, 390, 391.                |
| 182.       | An act to provide for the consolidation of school districts, for the transportation of children to and from school, and other matters relating thereto. Dolf.....  | 363, 364, 370, 383.                |
| 183.       | An act authorizing the purchase of chairs to be used by the members and attachés of the Senate and Assembly. Miller.....   | 385, 388, 390, 391.                |
| 184.       | An act making an appropriation for the support of the civil government of the State of Nevada for the years 1913-1914. Bell.....   | 393, 394, 398, 399, 400, 401, 402. |
| 185.       | An act for the relief of E. T. Krebs. Ways and Means Committee.....  | 395, 396, 397.                     |
| 186.       | An act to fix the state tax levy for the fiscal years 1913-1914 and to distribute the same in the proper funds. Ways and Means Committee.....  | 395, 396, 397.                     |

## Index to Senate Resolutions and Memorials

| <i>No.</i> | <i>Title</i>  | <i>Page</i>                         |
|------------|---|-------------------------------------|
| 1.         | Joint and Concurrent Resolution, memorializing Congress. Mills.....   | 43, 52, 56, 74, 194.                |
| 2.         | Joint and Concurrent Resolution, relative to the receivership of the State Bank and Trust Company. Heffernan.....                                     | 129, 136, 163, 181, 182, 202, 312.  |
| 5.         | Joint and Concurrent Resolution, relative to amending section 3 of article 9 of the Constitution of Nevada. Carpenter.....                            | 72, 81, 94, 99, 124, 125, 128, 231. |
| 6.         | Joint and Concurrent Resolution, relative to a home of detention for delinquent children. Arnold.....   | 111, 114, 123, 150.                 |
| 7.         | Joint and Concurrent Resolution, relative to adjournment to accept invitation of Acting President of University of Nevada.....                        | 129.                                |
| 8.         | Joint and Concurrent Resolution, relative to the B. F. Goodrich Company of Akron, Ohio, placing sign-posts throughout the State of Nevada. Mills..... | 254, 260, 301.                      |
| 9.         | Joint and Concurrent Resolution, relative to the building of the Sutro Tunnel. Tannahill.....   | 275, 276, 333.                      |
| 11.        | Joint and Concurrent Resolution, relative to proposed Granite Mountain Forest Reservation. Ascher.....  | 312, 313, 353, 361.                 |
| 14.        | Joint and Concurrent Resolution, relative to granting autonomy to Ireland. Bell.....  | 339, 342.                           |



## Index to Assembly Resolutions of the Twenty-fifth Session

| <i>No.</i> | <i>Title</i>  | <i>Page</i>    |
|------------|---|----------------|
| 6...       | Senate Substitute for Assembly Joint and Concurrent Resolution, relative to amending section 1 of article 2 of the Constitution. Committee on Elections | 12, 14, 20, 35 |
| 11...      | Joint and Concurrent Resolution, relative to amending section 2 of article 15 of the Constitution. Frohlich   | 12, 14, 20, 49 |

## Index to Vetoed Assembly Bills of the Twenty-fifth Session

| <i>No.</i> | <i>Title</i>   | <i>Page</i> |
|------------|--|-------------|
| 36...      | An act to provide for the semimonthly payment of wages. Fitzgerald   | 64          |
| 60...      | An act to secure to mechanics, artisans, miners, laborers, and other persons, immediate payment of their wages upon being discharged, or who, not having a contract, voluntarily terminate their service with their employer; to provide for judgment and execution in suits brought under this act, and to repeal any and all acts in conflict herewith. Hacker             | 62          |
| 74...      | An act regulating contracts, leases, and conditional sales of personal property and providing for the recording thereof. Schmidt   | 66          |
| 89...      | An act to amend section 1 of an act entitled "An act prohibiting gambling, providing for the destruction of gambling property, and other matters relating thereto," approved March 24, 1909. Kemm  | 65          |
| 109...     | An act for the aid and benefit of the State Agricultural Society. Jones of Washoe  | 67          |
| 113...     | An act to prohibit the procuring of intoxicating liquors by Indians, and prescribing a penalty therefor. Lincoln and Clark Delegations   | 63          |
| 115...     | An act to provide for the encouragement of the raising of sugar beets, the manufacture of beet sugar, and to provide a compensation therefor, and to make an appropriation therefor. Merritt   | 67          |
| 132...     | An act concerning crimes and punishments. Frohlich   | 65          |
| 144...     | An act fixing salaries for certain ex officio officers and ex officio duties now imposed on certain state officers and for which no compensation is provided. Salter   | 63          |
| 149...     | An act to limit the number of non-English-speaking aliens to be employed in or about mines, mills, smelters or other plants or works for the reduction, concentration, or refining of ores or metals, so as to better preserve the health and protect the safety of those engaged in such work or occupation, and to provide penalties for the violation of this act. Hacker | 62          |
| 222...     | An act to amend section 2 of an act to amend section 109 of 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, approved March 6, 1901. Fulmer   | 66          |
| 274...     | An act supplementary to an act concerning crimes and punishments entitled "An act for the prevention of fraudulent issue of stock, scrip, etc., and providing punishment for violation of any of the provisions of this act." Arnold   | 63          |

# NEVADA ASSEMBLY, 1913

## TWENTY-SIXTH SESSION

### MEMBERS

HON. T. A. BRANDON, *Speaker*; HON. W. M. GARDINER, *Speaker pro tem*.

| Name                   | County     | P. O. address |
|------------------------|------------|---------------|
| Ferguson, J. W.        | Churchill  | Fallon        |
| Grimes, W. C.          | Churchill  | Fallon        |
| Buol, Peter            | Clark      | Las Vegas     |
| Williams, Frank        | Clark      | Good Springs  |
| Hussman, William       | Douglas    | Gardnerville  |
| Todd, H. A. N.         | Douglas    | Gardnerville  |
| Fernald, Frank         | Elko       | Elko          |
| McBride, A. G.         | Elko       | Elko          |
| Fitzgerald, J. B.      | Elko       | Elko          |
| Schoer, John J.        | Elko       | Welis         |
| Russell, George B.     | Elko       | Elko          |
| Feely, Pat             | Esmeralda  | Goldfield     |
| Winslow, Harry Spore   | Esmeralda  | Goldfield     |
| Oliver, William T.     | Esmeralda  | Millers       |
| Adams, P. E.           | Esmeralda  | Goldfield     |
| Hunter, William George | Esmeralda  | Goldfield     |
| Reynolds, Spencer      | Eureka     | Eureka        |
| Fitzgerald, A. L.      | Eureka     | Eureka        |
| Brandon, T. A.         | Humboldt   | Winnemucca    |
| Davis, Harry K.        | Humboldt   | Winnemucca    |
| LaPoint, D. I.         | Humboldt   | Winnemucca    |
| Swezy, Charles E.      | Humboldt   | Winnemucca    |
| Welshons, C. B.        | Humboldt   | Winnemucca    |
| Harris, Harvey E.      | Lander     | Austin        |
| Liddell, T. P.         | Lander     | Austin        |
| Lee, A. V.             | Lincoln    | Pioche        |
| Price, James E.        | Lincoln    | Pioche        |
| Friedhoff, Geo. W.     | Lyon       | Yerington     |
| Wilson, J. L.          | Lyon       | Yerington     |
| McCarthy, J. A.        | Mineral    | Hawthorne     |
| Kinghorn, Frank J.     | Mineral    | Hawthorne     |
| Cole, Geo. A.          | Nye        | Manhattan     |
| Barnes, R. H.          | Nye        | Tonopah       |
| Kelliher, E. A.        | Nye        | Tonopah       |
| Davis, I. F.           | Nye        | Tonopah       |
| Forman, William        | Nye        | Tonopah       |
| Harrington, William P. | Ormsby     | Carson City   |
| Mighels, H. R.         | Ormsby     | Carson City   |
| Kearns, William H.     | Storey     | Virginia City |
| Hummel, Edward         | Storey     | Virginia City |
| Bachenberg, Geo. M.    | Washoe     | Reno          |
| Friedhoff, Charles     | Washoe     | Reno          |
| Gardiner, W. M.        | Washoe     | Reno          |
| Hash, J. L.            | Washoe     | Huffakers     |
| Holmes, A. W.          | Washoe     | Reno          |
| Lozano, J.             | Washoe     | Reno          |
| Preston, R. M.         | Washoe     | Reno          |
| Tranter, George F.     | Washoe     | Reno          |
| Wright, John W.        | Washoe     | Reno          |
| Sullivan, D. J.        | White Pine | Ely           |
| Baird, Alex.           | White Pine | Ely           |
| Haight, A. L.          | White Pine | Ely           |
| Goodman, William C.    | White Pine | McGill        |

[For table of Assembly officers and attachés, see page 403.]



# JOURNAL

OF THE

# ASSEMBLY OF THE STATE OF NEVADA

## TWENTY-SIXTH SESSION

### THE FIRST DAY

CARSON CITY (Monday), January 20, 1913.

Pursuant to the provisions of the Constitution and the statutes the Assembly was called to order by the Honorable George Brodigan, Secretary of State, at 12 o'clock, noon.

On motion of Mr. Harrington, seconded by Mr. Lee, Andrew Burke of Elko County was nominated for temporary Sergeant-at-Arms.

On motion nominations were declared closed, and Mr. Burke was declared elected temporary Sergeant-at-Arms.

Mr. Harris of Lander County was placed in nomination for temporary Chief Clerk.

It was moved that the nominations be declared closed and Mr. Harris be elected by acclamation.

Carried.

Nominations for temporary Speaker were then declared in order.

On motion of Mr. Oliver of Esmeralda, Mr. Gardiner was placed in nomination.

It was moved that nominations close and Mr. Gardiner be elected by acclamation.

Carried.

The temporary Chief Clerk called the roll of the Assembly for the Twenty-sixth Session of the Nevada Legislature, and the following members answered to their names:

Messrs. Adams, Bachenberg, Baird, Barnes, Brandon, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright.

Absent—Mr. Fernald.

It was moved and carried that a committee of three be appointed to wait on and request one of the Justices of the Supreme Court to administer the oath of office to the members of the Assembly.

Messrs. Cole, Harrington, and Hunter were appointed, who soon

appeared with Associate Justice McCarran, who administered the oath to the members of the Assembly.

It was moved that a vote of thanks be extended to Justice McCarran. Carried.

Nominations for Speaker were declared in order.

Mr. Brandon of Humboldt was placed in nomination by Mr. Oliver and seconded by Mr. Bachenberg.

Mr. Ferguson of Churchill was nominated by Mr. Holmes, seconded by Mr. Kinghorn.

Nominations were declared closed and the Clerk instructed to call the roll.

Those voting for Mr. Brandon were:

Messrs. Adams, Bachenberg, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Schoer, Sullivan, Swezy, Todd, Welshons, Williams, and Winslow—35.

Those voting for Mr. Ferguson were:

Messrs. Baird, Buol, Goodman, Haight, Hash, Holmes, Hussman, Kinghorn, Lozano, McBride, Reynolds, Russell, Tranter, Wilson, and Wright—15.

Not voting—Messrs. Brandon, and Davis of Nye—2.

Absent Mr. Fernald.

Mr. Brandon was declared the duly elected Speaker of the Assembly.

On motion of Mr. Ferguson, duly seconded, the election of Mr. Brandon as Speaker was made unanimous.

On motion of Mr. Bachenberg, duly seconded, a committee was appointed by the Chair to escort Mr. Brandon, the Speaker, to the chair.

Messrs. Grimes, Fitzgerald of Eureka, and McBride acted as such committee.

Mr. Harrington placed in nomination Mr. Gardiner of Washoe for Speaker pro tem.

Nominations were declared closed.

It was moved and seconded that the Clerk cast the vote for Mr. Gardiner for Speaker pro tem.

Carried unanimously.

A committee from the Senate appeared at the bar of the House and announced that the Senate was organized and ready for the transaction of business.

On motion of Mr. Gardiner, duly seconded, the following were placed in nomination as the permanent attachés of the Assembly by the following resolution:

*Resolved by the Assembly of the State of Nevada,* That the following-named persons be and they hereby are declared the attachés of the Twenty-sixth Session of the Assembly of the State of Nevada:

Chief Clerk, W. L. Hacker of Washoe; Assistant Chief Clerk, Frank Julien of Washoe; Minute Clerk, Ruel Lothrop of Lyon; Assistant Minute Clerk, Clarence Sadler of White Pine; Journal Clerk, Harry Brown of Washoe; Assistant Journal Clerk, Amy Trevathan of Lander; Engrossing Clerk, Ruth McCarthy of Mineral; Enrolling Clerk, Kate Hill of Humboldt; Assistant Enrolling Clerk, Edna Winslow of Esmeralda; Sergeant-at-Arms, Andrew Burke of Elko; Assistant Sergeant-at-Arms, George Bryson of Washoe; Copying Clerk, Margaret Jack of Elko; Committee Clerks, Angeline Kearns of Storey, Hertha Leiter of Elko, Leslie Hunter of Esmeralda, Margarete Dorsey of Ormsby, Sophia Baumann of Churchill; Sten-



ographer, William Kenneth of Elko; Messenger, Mathew Farrell of Ormsby; Pages, James Regan of Ormsby, Cecil Green of Ormsby; Porters, Richard Savage of Ormsby, Michael Horan of Ormsby.

Motion made by Mr. Bachenberg, duly seconded, to amend the resolution by adding the name of T. L. Hawkins as Bill Clerk.

Amendment lost by the following vote:

YEAS—Messrs. Adams, Bachenberg, Buol, Feely, Ferguson, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Hummel, Hunter, Kearns, LaPoint, Lee, McBride, Russell, Schoer, Welshons, Winslow, and Mr. Speaker—19.

NAYS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Fitzgerald of Eureka, Forman, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, Kinghorn, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, and Wright—32.

The original resolution was then carried by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—51.

NAYS—Mr. Wright.

Motion by Mr. Cole, duly seconded, that the counties be inserted after each attaché so they will appear on the Journal.

Carried.

Moved that the Speaker appoint a committee to invite one of the Supreme Judges to administer the oath to the attachés.

Carried.

Chief Justice Talbot appeared and administered the oath.

It was ordered that Miss Trevathan of Lander County have until Friday to report.

A committee was appointed by the Speaker to await on the Senate and inform them that the Assembly was duly organized and ready to transact business.

On motion of Mr. Gardiner, duly seconded, the House adopted temporarily the rules of the Twenty-fifth Session.

On motion of Mr. Gardiner, duly seconded, a committee was appointed to adopt a permanent set of rules for the Assembly of the Twenty-sixth Session.

The Chair appointed as such committee Messrs. Forman, Gardiner, and Ferguson.

On motion of Mr. Gardiner, duly seconded, the Chair appointed a committee to see the clergy of Carson and invite them to act as Chaplains.

The Chair appointed as such committee the Ormsby Delegation.

The committee which awaited on the Governor reported that the Governor would send his message to the Assembly at 3:30 p. m.

Report received and committee discharged.

It was moved and seconded that a committee of five be appointed as a Committee on Mileage.

Carried.



The Chair appointed Messrs. Friedhoff of Washoe, Schoer, Bachenberg, Oliver, and Price as such committee.

It was moved and seconded that the House take a recess until 3:30 p. m. Carried.

### HOUSE IN SESSION

At 3:30 p. m.

Roll called.

Present—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker.

Absent—Mr. Fernald.

On motion of Mr. Harrington, duly seconded, Order No. 6 was taken up.

On motion of Mr. Williams, duly seconded, reading of the Governor's message was begun.

On motion of Mr. Cole, duly seconded, the Governor's message was considered read.

On motion, duly seconded, House took a recess for five minutes.

### HOUSE IN SESSION

At 3:30 p. m.

Mr. Cole reported as chairman of committee to wait on Senate that said duty had been performed.

Report received and committee discharged

Mr. Williams reported as chairman of Committee on Credentials that all members were duly elected.

On motion of Mr. Swezy, duly seconded, the House adjourned to 11 a. m., January 21, 1913.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE SECOND DAY

CARSON CITY (Tuesday), January 21, 1913.

House was called to order at 11 o'clock a. m.

Mr. Speaker in the chair.

Roll called.

Present—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker.

Absent by leave—Mr. Fernald.

Prayer by the Chaplain, Rev. Lloyd B. Thomas.

Journal of first day read, ordered corrected, and approved as corrected.

Mr. Gardiner moved, duly seconded, that the Journal be corrected to show the following members were the Committee on Rules: Messrs. Forman, Gardiner, and Ferguson; also that the following were the Committee on Credentials: Messrs. Williams, LaPoint, and Wright.

Carried.

On motion of Mr. Harrington, duly seconded, the Journal was corrected to show that the House took a recess until 3:30 p. m.

On motion of Mr. Holmes, duly seconded, the Journal was corrected to read that on motion of Mr. Ferguson the election of Mr. Brandon as Speaker was made unanimous.

On motion of Mr. Russell, the Journal was corrected to read that leave of absence had been granted to Mr. Fernald.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your select committee, appointed for the purpose of securing a Chaplain for the Assembly, begs leave to report that it has interviewed the clergy of Carson City and that they will serve in turn during the session.

H. R. MIGHEL, *Chairman.*

Report received and committee discharged.

*Mr. Speaker:*

Your Committee on Permanent Rules begs leave to submit the following report and recommends the adoption of the printed rules of the Twenty-fifth Session. Its reasons for recommending the adoption of these rules, are:

First—That the rules are not merely the rules of the last session, but a combination of the efforts of preceding Assemblies for many years back, and your committee believes that the time of the members of the House can be much more profitably employed in other matters than by attempting a revision of the rules which have been so carefully compiled by the predecessors of this House.

Second—The State Printer still has the forms from which the rules of the past session were printed, and by adopting these rules without any changes not only will the State be saved expense but we can naturally get the printed rules much sooner than if any modifications were made.

WM. FORMAN, *Chairman.*

On motion of Mr. Cole, duly seconded, the report was adopted.



The following committee was appointed by the Speaker to procure committee rooms: Messrs. Harrington, Lozano, and Todd.

Mr. Gardiner moved, duly seconded, that the office of Stenographer be declared vacant.

Carried.

Mr. Gardiner moved, duly seconded, that Miss Sophia Bowman be transferred to the position of Stenographer.

Carried.

Mr. Gardiner moved, duly seconded, that T. L. Hawkins of Esmeralda be elected to fill the place of Miss Sophia Baumann as Committee Clerk.

Roll-call demanded, with the following result:

YEAS—Messrs. Adams, Bachenberg, Brandon, Buol, Feely, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Harris, Hummel, Hunter, Kearns, Kelliher, LaPoint, Mighels, McBride, McCarthy, Oliver, Preston, Russell, Schoer, Sullivan, Welshons, Williams, and Winslow—28.

NAYS—Messrs. Baird, Davis of Humboldt, Davis of Nye, Ferguson, Fitzgerald of Eureka, Goodman, Haight, Hash, Holmes, Hussman, Kinghorn, Lee, Liddell, Lozano, Price, Reynolds, Swezy, Tranter, Wilson, and Wright—20.

Not voting—Messrs. Cole, Harrington, and Todd—3.

Absent by leave—Mr. Fernald.

Mr. Gardiner moved, duly seconded, that the House take a recess for five minutes.

Carried.

#### HOUSE IN SESSION

Mr. Speaker in the chair.

Mr. Gardiner moved, duly seconded, that a committee of three be appointed to determine the best method of copying the Journal.

Carried.

The Chair appointed Messrs. Cole, Lozano, and Hummel as such committee.

Mr. Ferguson moved, duly seconded, that the House adjourn to 11 a. m., Wednesday, January 22, 1913.

Carried.

House adjourned at 12:15 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE THIRD DAY

CARSON CITY, (Wednesday), January 22, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll called.

Present—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker.

Absent by leave—Mr. Fernald.

Prayer by the Chaplain, Rev. L. B. Thomas.

Journal of the second day read and approved.

The Speaker appointed the following Standing Committees:

### ASSEMBLY STANDING COMMITTEES

#### EDUCATION

Messrs. Hunter (Chairman), Kelliher, Hummel, Ferguson, and Wright.

#### ELECTIONS

Messrs. Harris (Chairman), McCarthy, Price, Haight, and Goodman.

#### CORPORATIONS AND RAILROADS

Messrs. Cole (Chairman), LaPoint, Bachenberg, Fernald, and Goodman.

#### PUBLIC PRINTING

Messrs. Harrington (Chairman), Kearns, and Kinghorn.

#### WAYS AND MEANS

Messrs. Schoer (Chairman), Welshons, Harris, Mighels, Holmes, McBride, and Sullivan.

#### CLAIMS

Messrs. Feely (Chairman), Lee, Fitzgerald of Eureka, Hussman, and Russell.

#### JUDICIARY

Messrs. Forman (Chairman), Gardiner, Fitzgerald of Eureka, Hussman, Russell, McBride, Williams, and Lozano.

#### MILITARY AND INDIAN AFFAIRS

Messrs. Kelliher (Chairman), Price, Adams, Buol, and Hussman.

#### COUNTY AND COUNTY BOUNDARIES

Messrs. Friedhoff of Lyon (Chairman), Hummel, Todd, Baird, and Liddell.

#### TRADE AND MANUFACTURES

Messrs. Friedhoff of Lyon (Chairman), Barnes, Davis of Nye, Davis of Humboldt, and Lozano.

#### AGRICULTURE

Messrs. Winslow (Chairman), Todd, Fitzgerald of Elko, Hash, and Fernald.

#### INTERNAL IMPROVEMENTS

Messrs. Barnes (Chairman), McCarthy, Hummel, Holmes, and Ferguson.



## STATE INSTITUTIONS

Messrs. Williams (Chairman), Friedhoff of Washoe, Harrington, Tranter, and Swezy.

## CONTINGENT EXPENSES, AND ACCOUNTS

Messrs. Hunter (Chairman), Adams, Lee, Wilson, and Hussman.

## MINES AND MINING

Messrs. Cole (Chairman), Adams, Hummel, Baird, and Liddell.

## FEDERAL RELATIONS

Messrs. Grimes (Chairman), LaPoint, Lee, Davis of Humboldt, and Reynolds.

## ENGROSSMENT

Messrs. Kearns (Chairman), Price, and Kinghorn.

## ENROLLMENT

Messrs. Winslow (Chairman), McCarthy, and Russell.

## PUBLIC MORALS

Messrs. Preston (Chairman), Schoer, Friedhoff of Lyon, Swezy, and Buol.

## STATE LIBRARY

Messrs. Hummel (Chairman), Davis of Nye, and McBride.

## PUBLIC LANDS

Messrs. Bachenberg (Chairman), Oliver, Hunter, Reynolds, and Wright.

## STATE PRISON AND INSANE ASYLUM

Messrs. Friedhoff of Washoe (Chairman), Welshons, and Buol.

## LABOR

Messrs. Oliver (Chairman), Cole, Gardiner, Goodman, and Tranter.

## ROADS AND HIGHWAYS

Messrs. Fitzgerald of Elko (Chairman), Mighels, Preston, Liddell, and Russell.

## BANKS AND BANKING

Messrs. Grimes (Chairman), Forman, Oliver, Wilson, and Wright.

## FISH AND GAME

Messrs. LaPoint (Chairman), Feely, Fitzgerald of Elko, Davis of Humboldt, and Hash.

## IRRIGATION

Messrs. Todd (Chairman), Friedhoff of Washoe, Grimes, Ferguson, and Wilson.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your committee appointed to secure committee rooms begs leave to report as follows:

The Ways and Means Committee will meet in the State Controller's office.

The Judiciary Committee will meet in the State Treasurer's office.

In addition there are places in the State Library, anterooms of the Supreme Court Justices and private offices, which may be used by the smaller committees.

W. P. HARRINGTON, *Chairman.*

Report adopted and committee discharged.

*Mr. Speaker:*

Your Committee on Mileage finds the several members of the Assembly entitled to mileage to the following amounts.

CHAS. FRIEDHOFF, *Chairman.*

On motion of Mr. Holmes, duly seconded, the report was amended increasing Mr. Brandon's mileage to 412 miles.

Action deferred.

## NOTICE OF BILLS

Mr. Russell gave notice that he would, at some future day, introduce a bill to establish a uniform system of road government and administration in each of the several counties of the State of Nevada.

## INTRODUCTION AND FIRST READING

By Mr. Cole:

Assembly Bill No. 1—An Act making proof of injury inflicted by accidents occurring underground in mines *prima facie* evidence of negligence.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Gardiner:

Assembly Bill No. 2—An Act to make proof of injury inflicted by the running of locomotives or cars *prima facie* evidence of negligence in certain cases.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Gardiner:

Assembly Bill No. 3—An Act to repeal an Act entitled "An Act creating and establishing a Nevada Bureau of Industry, Agriculture and Irrigation, providing for a Commission in charge thereof, creating the office of Commissioner of Industry, Agriculture and Irrigation, and fixing his compensation; defining the objects and purpose of said Bureau; prescribing the powers and duties of said Commission; appropriating funds for its support and maintenance, and to carry out its objects and purposes, and other matters relating thereto," approved March 17, 1911.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Cole:

Assembly Bill No. 4—An Act relating to the equipping of machinery used for boring or drilling holes in stopes and raises with water-jets or sprays or other means, to prevent the escape of dust, compelling the use of same and providing a penalty for violation thereof.

On motion of Mr. Cole the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

By Mr. Holmes:

Assembly Joint and Concurrent Resolution No. 1:

WHEREAS, The Secretary of the Treasury has reported to Congress the desirability of abolishing certain United States mints and assay offices, among them the mint at Carson City, Nevada, urging economy and uselessness as a reason therefor, and the House of Representatives, through its Committee on Appropriations, has accepted these recommendations, with the result that the House has failed to include any appropriation for these assay offices for the next fiscal year; and that, notwithstanding this, the Senate, recognizing the needs of the Western miners, has inserted appropriations for these offices in the bill; now, therefore, be it

*Resolved by the Assembly of the State of Nevada, the Senate concurring, That we*



respectfully urge in the name of the miners of the West, and especially those of Nevada, a State which furnished to our Government in times of dire distress the means from her mineral wealth by which this Government and the Union of the United States was perpetuated, that Congress do not take away from the producers of the bullion the means for its prompt disposal at its full value, by abolishing these assay offices and forcing the miners to dispose of their product to private refiners; and be it further

*Resolved*, That our Senators and Representative be furnished with a copy of these resolutions immediately, that they may bring the same to the attention of their respective houses that the desires of the citizens of Nevada may be fully understood.

On motion of Mr. Holmes the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

Mr. Russell introduced the following resolution:

*Resolved*, That the State Printer be and is hereby requested to print 500 copies of a proposed road bill by Mr. Russell of Elko County, same to be used for distribution by members of the Legislature.

Adopted.

On motion of Mr. Harris, duly seconded, the House adjourned to 11 a. m., January 23, 1913.

House adjourned at 12 m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

## THE FOURTH DAY

CARSON CITY (Thursday), January 22, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll called.

All present, except Mr. Fernald who was excused.

Prayer by the Chaplain, Rev. L. B. Thomas.

The Journal of third day read and approved with corrections.

The Sergeant-at-Arms announced message from the Senate.

Message received.

Mr. Friedhoff moved, duly seconded, that the reading of the Journal on the report of Mileage Committee be dispensed with.

Sergeant-at-Arms announced message from Secretary of State.

Message received.

Mr. Gardiner moved, duly seconded, to insert at the beginning of Assembly Bill No. 3, "An Act to repeal an Act entitled."

Carried.

Sergeant-at-Arms announced a message from the Governor.

Message received.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your committee reports that it has looked up the situation, and offers the following resolution:

*Resolved*, That the Journal of each day's session of the Assembly be copied by typewriter for the reading thereof by the Chief Clerk the following day, and that when so copied one carbon thereof shall be made, which shall be corrected by the Chief Clerk according to such corrections as may be made by the Assembly to the Journal as read and which copy shall be used as the "copy" of the Journal of the Assembly for the use of the State Printer when the same is printed, without additional copying thereof; and be it further

*Resolved*, That the Speaker be and he is hereby authorized and empowered to designate any attaché or attachés of the Assembly to aid and assist in typewriting the Assembly Journal.

G. A. COLE, *Chairman*.

Resolution adopted.

## MESSAGES FROM THE GOVERNOR

*To the Honorable the Assembly:*

I am sending your honorable body an errata which I would be pleased to have inserted in my message, as it covers matter pertaining to the Railroad and Public Service Commission, the copy of which failed to reach the State Printer through an error of this office.

The errata also calls attention to two errors which I would be pleased to have corrected.

## ERRATA

Page 1, line 11, should be "\$1,510,000," instead of "\$1,500,000."

Page 23, at the end of line 11, insert "power of the."

Page 23, before heading "State Engineer's Office," insert the following:

## RAILROAD AND PUBLIC SERVICE COMMISSION

The last Legislature created a Public Service Commission, making the Railroad Commission, ex officio, the members of such Commission, and created the



office of Engineer. The effect of this law was to extend the jurisdiction of the Railroad Commission to cover electric-light, power, gas, sewer and water companies. The report of each of these departments shows the work performed during 1911 and 1912.

The Reno rate case has not been finally settled, although a reduction of about 20 per cent in the rates from eastern points on several hundred articles has been effected. If what are known as the "Fourth-Section" orders are sustained by the Supreme Court of the United States, where the issue is pending, this will result in a saving to the people of Nevada of several hundred thousand dollars, annually, in class and commodity rates on shipments from eastern territory.

The Commission has effected reductions on freight and passenger rates on a number of intrastate railroads during the last two years which are more particularly covered in its report.

The work of the Public Service Commission relates to investigations into the conduct of public-service companies with respect to excessive and discriminatory charges, unjust regulations and practices and the correction of the same.

(NOTE—The foregoing are chargeable to haste in the preparation and assembling of copy in the Executive office.)

TASKER L. ODDIE, *Governor.*

On motion of Mr. Gardiner, duly seconded, the Governor's message was received.

#### MESSAGES FROM THE SECRETARY OF STATE

*To the Honorable the Assembly:*

I have the honor to present to your honorable body for consideration Vetoed Bills Nos. 28, 36, 60, 74, 89, 109, 113, 115, 132, 144, 149, 222, 274 of the Assembly for the Session of 1911, together with the veto messages on same.

Also, to present to your honorable body, Assembly Joint and Concurrent Resolution No. 11 relative to amending section 2 of article 15 of the Constitution of the State of Nevada, proposed and passed by the Twenty-fifth Session of the Legislature of 1911, and Substitute for Assembly Joint and Concurrent Resolution No. 6, introduced by Committee on Elections, relative to amending section 1 of article 2 of the Constitution of the State of Nevada, proposed and passed by the Twenty-fifth Session of the Legislature of 1911.

GEORGE BRODIGAN, *Secretary of State.*

Messages received.

Mr. Mighels moved, duly seconded, that the resolutions be made special order for Monday, January 27, 1913 at 11:30 a. m.

Mr. Wright moved to amend to make the resolutions a special order for 2 p. m., January 23, 1913.

Amendment carried.

Motion carried as amended.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 2—An Act to create a Legislative Fund—which passed the Senate this day by the following vote: Yeas, 21; nays, none; absent, 1.

SOL HILP,

*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

By Mr. Gardiner:

*Resolved*, That it be the sense of the Assembly that the Speaker apportion the Committee Clerks among the different Standing Committees, to be subject to the call of the chairmen of the said committees; and be it further

*Resolved*, That the Speaker instruct the Committee Clerks that they are to be subject to the call of the chairmen of the committees other than those to whom

they have been assigned when their services are not required by their assigned committees.

Resolution adopted.

By Mr. Gardiner:

*Resolved*, That the Committee on Corporations and Railroads be and the same hereby is increased from five members to seven members.

*Resolved*, That the Committee on Ways and Means be and the same hereby is increased from seven members to nine members.

Resolution adopted.

[This form of increasing the membership of committees was followed by the Twenty-fifth Session. See Journal of that session, page 16.]

By Mr. Gardiner:

*Resolved*, That the Speaker be, and he is hereby, authorized and requested to designate one of the attachés of this Assembly to mail to all persons whose names and addresses are furnished by any member of the Assembly one copy of each bill introduced in the Assembly, and that it be the duty of such attaché so designated to so mail such copies of bills; *provided, however*, that the expense of postage be borne by the several members upon such bills as are mailed at their request.

Resolution adopted.

#### NOTICE OF BILLS

Mr. Harris gave notice that he would, at some future day, introduce bills to amend section 2200 and section 718 of the Revised Laws.

#### INTRODUCTION AND FIRST READING

Mr. Davis of Nye asked permission to introduce two bills without previous notice.

Leave given.

By Mr. Davis of Nye:

Assembly Bill No. 5—An Act to prohibit the granting of injunctions in strike troubles upon ex parte applications, and to provide for jury trials in all cases in which violations of injunctions shall be charged.

On motion of Mr. Davis, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Davis of Nye:

Assembly Bill No. 6—An Act to prohibit the assignment of salaries and wages of married men except by an instrument in writing signed by the wife of such married man and witnessed by two disinterested witnesses.

On motion of Mr. Davis, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Kelliher (by leave):

Assembly Bill No. 7—An Act requiring the examination of all school children to ascertain if they have defective eyesight or hearing or diseased teeth, or if they are addicted to mouth-breathing.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.



By Mr. Haight (by leave):

Assembly Bill No. 8—An Act to amend section 76 and to repeal section 78 of an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Haight:

Assembly Bill No. 9—An Act providing that no verdict, judgment or decree of a court shall be set aside, reversed, or a new trial granted in either a civil or criminal case for failure of a pleading to state a cause of action or defense, or for failure of an indictment, information or complaint to charge a crime, or for misdirection of a jury, or for the improper admission or rejection of evidence, or for any error or omission which does not result in a miscarriage of justice, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Sullivan (by leave):

Assembly Bill No. 10—An Act to limit expenditures for campaign and election purposes to candidates, their political agents, and managing committees of political parties; to prescribe the manner of appointment of such agents; to limit the contributions, expenditures and liabilities of candidates, political agents, and managing committees of political parties; to define, prohibit and punish corrupt and illegal practices in connection with primary, special and general elections; to secure and protect the purity of the ballot; to prohibit distributing of liquors and cigars by candidates for office; to prohibit and punish the making, publication and circulation of false charges and statements against candidates, the doing of any act tending to deceive or interfere with the voter; and to provide for furnishing information to electors.

On motion of Mr. Sullivan, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Assembly Joint and Concurrent Resolution No. 11 of the Twenty-fifth Session (sent to the Assembly by Secretary of State), relative to amending section 2 of article 15 of the Constitution of the State of Nevada, pertaining to the official oath.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Substitute for Assembly Joint and Concurrent Resolution No. 6 of the Twenty-fifth Session (sent to the Assembly by Secretary of State), relative to amending section 1 of article 2 of the Constitution of the State of Nevada, pertaining to the right of elective franchise.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

Senate Bill No. 2.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mileage.

Mr. Ferguson moved, duly seconded, that the House take a recess until 2 p. m.

Carried.

House took recess at 12:20 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll called.

All present except Mr. Fernald, who was excused

SPECIAL ORDER

Mr. Harrington moved, duly seconded, that the special order for 2 p. m.—Governor's vetoes of bills of Twenty-fifth Session—be vacated and made a special order for 2:30 p. m.

Mr. Cole amended the motion that the special order be vacated and made a special order for 2 p. m. January 27, 1913, and the Clerk be instructed to have all vetoed bills copied and sent to the State Printer, and that 250 copies of each bill, together with the messages, be printed, and a copy be laid on each member's desk.

Motion carried as amended.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Mileage finds the several members of the Assembly entitled to mileage in the following amounts:

|                         |             |          |
|-------------------------|-------------|----------|
| <i>Churchill County</i> |             |          |
| Mr. Ferguson .....      | 184 miles   | \$27.60  |
| Mr. Grimes .....        | 204 miles   | \$30.60  |
| <i>Clark County</i>     |             |          |
| Mr. Buol .....          | 930 miles   | \$139.50 |
| Mr. Williams .....      | 1,010 miles | \$151.50 |
| <i>Douglas County</i>   |             |          |
| Mr. Hussman .....       | 32 miles    | \$4.80   |
| Mr. Todd .....          | 32 miles    | \$4.80   |
| <i>Elko County</i>      |             |          |
| Mr. Fernald .....       | 688 miles   | \$103.20 |
| Mr. Fitzgerald .....    | 688 miles   | \$103.20 |
| Mr. McBride .....       | 688 miles   | \$103.20 |
| Mr. Russell .....       | 688 miles   | \$103.20 |
| Mr. Schoer .....        | 807 miles   | \$121.05 |
| <i>Esmeralda County</i> |             |          |
| Mr. Adams .....         | 536 miles   | \$80.40  |
| Mr. Feely .....         | 536 miles   | \$80.40  |
| Mr. Hunter .....        | 536 miles   | \$80.40  |
| Mr. Oliver .....        | 455 miles   | \$68.25  |
| Mr. Winslow .....       | 536 miles   | \$80.40  |



|                          |             |          |
|--------------------------|-------------|----------|
| <i>Eureka County</i>     |             |          |
| Mr. Fitzgerald .....     | 796 miles   | \$119.40 |
| Mr. Reynolds .....       | 796 miles   | \$119.40 |
| <i>Humboldt County</i>   |             |          |
| Mr. Brandon .....        | 411 miles   | \$61.65  |
| Mr. Davis .....          | 411 miles   | \$61.65  |
| Mr. LaPoint .....        | 411 miles   | \$61.65  |
| Mr. Swezy .....          | 411 miles   | \$61.65  |
| Mr. Welshons .....       | 411 miles   | \$61.65  |
| <i>Lander County</i>     |             |          |
| Mr. Harris .....         | 714 miles   | \$107.10 |
| Mr. Liddell .....        | 528 miles   | \$79.20  |
| <i>Lincoln County</i>    |             |          |
| Mr. Lee .....            | 1,224 miles | \$183.60 |
| Mr. Price .....          | 1,346 miles | \$186.50 |
| <i>Lyon County</i>       |             |          |
| Mr. Friedhoff .....      | 201 miles   | \$30.15  |
| Mr. Wilson .....         | 201 miles   | \$30.15  |
| <i>Mineral County</i>    |             |          |
| Mr. Kinghorn .....       | 291 miles   | \$43.65  |
| Mr. McCarthy .....       | 291 miles   | \$43.65  |
| <i>Nye County</i>        |             |          |
| Mr. Barnes .....         | 472 miles   | \$70.80  |
| Mr. Cole .....           | 578 miles   | \$86.70  |
| Mr. Davis .....          | 472 miles   | \$70.80  |
| Mr. Forman .....         | 472 miles   | \$70.80  |
| Mr. Kelliher .....       | 472 miles   | \$70.80  |
| <i>Ormsby County</i>     |             |          |
| Mr. Harrington .....     | 2 miles     | \$0.30   |
| Mr. Mighels .....        | 2 miles     | \$0.30   |
| <i>Storey County</i>     |             |          |
| Mr. Hummel .....         | 42 miles    | \$6.30   |
| Mr. Kearns .....         | 42 miles    | \$6.30   |
| <i>Washoe County</i>     |             |          |
| Mr. Bachenberg .....     | 62 miles    | \$9.30   |
| Mr. Friedhoff .....      | 62 miles    | \$9.30   |
| Mr. Gardiner .....       | 62 miles    | \$9.30   |
| Mr. Hash .....           | 62 miles    | \$9.30   |
| Mr. Holmes .....         | 62 miles    | \$9.30   |
| Mr. Lozano .....         | 62 miles    | \$9.30   |
| Mr. Preston .....        | 62 miles    | \$9.30   |
| Mr. Tranter .....        | 62 miles    | \$9.30   |
| Mr. Wright .....         | 62 miles    | \$9.30   |
| <i>White Pine County</i> |             |          |
| Mr. Baird .....          | 1,147 miles | \$172.05 |
| Mr. Goodman .....        | 1,128 miles | \$169.20 |
| Mr. Haight .....         | 1,147 miles | \$172.05 |
| Mr. Sullivan .....       | 1,147 miles | \$172.05 |

CHAS. FRIEDHOFF, *Chairman.*

On motion of Mr. Lee, duly seconded, his mileage was reduced 22 miles.

Report received and adopted as corrected.

*Mr. Speaker:*

Your Committee on Mileage has had Senate Bill No. 2 under consideration,

and begs leave to report favorably on the same, with the recommendation that it do pass.

CHAS. FRIEDHOFF, *Chairman.*

On motion of Mr. Harrington, duly seconded, the Assembly went into Committee of the Whole, to take up such matters as may come before it, at 2:30 p. m., with Mr. Williams in the chair.

Mr. Harrington moved, duly seconded that Committee of the Whole report favorably on Senate Bill No. 2 and recommend that it do pass.

On motion of Mr. Kinghorn, duly seconded, the committee arose.

### HOUSE IN SESSION

At 2:25 p. m.

Mr. Speaker in the chair.

On motion, duly seconded, the rules were suspended and Senate Bill No. 2 placed on third reading and final passage.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feeley, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent—Mr. Fernald.

By Mr. Cole:

*Resolved*, That unless otherwise ordered 500 copies of each bill or resolution introduced in the Assembly shall be printed by the State Printer for distribution.

On motion of Mr. Kinghorn, duly seconded, the resolution was referred to Committee on Printing.

Mr. Ferguson moved, duly seconded, that the House adjourn until 11 a. m. January 24, 1913.

Carried

House adjourned at 2:35 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE FIFTH DAY

CARSON CITY (Friday), January 24, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll called.

All present, except Mr. Fernald, who was excused.

Prayer by the Chaplain, Rev. L. B. Thomas.

The Journal of Thursday, January 23, 1913, was read and approved with corrections.

Mr. Cole moved, duly seconded, that 250 copies of each vetoed bill be printed and distributed among the members.

Carried.

Mr. Kinghorn, by unanimous consent, moved, duly seconded, that the Chief Clerk instruct the other attachés to copy the enrolled bills and the Governor's vetoes for the printer.

Carried.

Mr. Gardiner moved, duly seconded, that the House take a recess for five minutes.

Carried.

### HOUSE IN SESSION

At 11:50 a. m.

Mr. Speaker in the chair.

The Speaker appointed Mr. T. L. Hawkins as Bill Clerk, and Miss Jack and Mr. Hawkins as Mail Clerks.

The Speaker appointed Mr. Hunter and Mr. Wright additional members of Committee on Ways and Means.

The Speaker appointed Mr. Hunter and Mr. Ferguson on Committee on Railroads and Corporations to fill vacant places.

Mr. Hunter resigned from Committees on Contingent Expenses and Public Lands.

The Speaker appointed Mr. Sullivan on Committee on Contingent Expenses to fill vacancy caused by resignation of Mr. Hunter.

The Speaker appointed Mr. Grimes on Committee on Public Lands to fill vacancy caused by the resignation of Mr. Hunter.

### MOTIONS AND RESOLUTIONS

Mr. Harrington introduced the following resolution for the Printing Committee (by leave):

*Resolved*, That the duties of the Bill Clerk of the Assembly be defined as follows:

Immediately upon the introduction of bills and resolutions he shall deliver copy without delay to the State Printer, having care that the bill number and author's name appears on each bill or resolution, together with the correct history of the same. In case an additional number of bills is ordered printed he shall convey

such information to the State Printer. He shall use care to the end that all bills are in consecutive order. He shall be authorized to receipt to the State Printer for all bills and resolutions ordered printed by the Assembly, and shall keep an orderly file of the same after placing two copies on the desk of each member of the Assembly and Senate. He shall have charge of all printed bills remaining after distribution as above, and shall see that a proper distribution is made on request for additional copies to the end that no one person receive more than is properly due him. He shall also have charge of all printed forms and the proper distribution of the same, and shall make requisition on the Secretary of State on the order of the Committee on Public Printing for such stationery as may be needed.

On motion of Mr. Harrington, duly seconded, the resolution was adopted.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Printing has had under consideration the matter of printing Assembly bills, and recommends that 1,000 copies be printed until further notice.

W. P. HARRINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Joint and Concurrent Resolution No. 11 under consideration, and begs leave to report favorably on the same, with the recommendation that it be adopted.

Also, Joint and Concurrent Resolution No. 6, and begs leave to report favorably on the same, with the recommendation that it be adopted.

WM. FORMAN, *Chairman.*

MOTIONS AND RESOLUTIONS

By Mr. Bachenberg:

*Resolved,* That at the opening of each session of this Assembly, immediately after the roll-call of members, the Chief Clerk shall call the roll of the attachés and note absentees.

On motion of Mr. Cole, duly seconded, the resolution was adopted.

NOTICE OF BILLS

Mr. Hummel gave notice that he would, at some future day, introduce a bill to abolish the office of District Deputy State Superintendent of Schools and create the office of County Superintendent of Schools.

INTRODUCTION AND FIRST READING

By Mr. Liddell (by leave):

Assembly Bill No. 11—An Act to amend an Act entitled "An Act fixing the fees and compensation of witnesses in criminal cases in and for the county of Lander, State of Nevada, and providing payment therefor," approved March 8, 1909.

On motion of Mr. Liddell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lander Delegation.

By Mr. Gardiner (by leave):

Assembly Resolution No. 1, ratifying amendment to United States Constitution.



On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title and referred to Committee on Federal Relations.

By Mr. Sullivan (by leave):

Assembly Bill No. 12—An Act to tax gifts, legacies and inheritances in certain cases, and to provide for the collection thereof.

On motion of Mr. Sullivan, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Davis of Humboldt (by leave):

Assembly Bill No. 13—An Act defining the obtaining of labor under false representation and pretense, prescribing a penalty therefor, and regulating the recovery in civil process of wages for labor so obtained.

On motion of Mr. Davis, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

#### GENERAL FILE AND THIRD READING

Assembly Joint and Concurrent Resolution No. 11 (of the Twenty-fifth Session).

On motion of Mr. Cole, duly seconded, the rules were suspended, resolution placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent by leave—Mr. Fernald.

Assembly Joint and Concurrent Resolution No. 6 (of the Twenty-fifth Session).

On motion of Mr. Cole, duly seconded, the rules were suspended, resolution placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—Messrs. Davis of Humboldt, Friedhoff of Washoe, and Kinghorn—3.

Absent by leave—Mr. Fernald.

Assembly Bill No. 8.

On motion of Mr. Cole, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka,

Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent by leave—Mr. Fernald.

Mr. Russell moved, duly seconded, that the House adjourn until January 27, 1913, at 11 a. m.

Carried.

House adjourned at 12:45 p. m. January 24, 1913.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE EIGHTH DAY

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CARSON CITY (Monday), January 27, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Harrington and Mr. Swezy, who were excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

Journal of fifth day read and approved with corrections.

### MOTIONS AND RESOLUTIONS

Mr. Kinghorn moved, duly seconded, that the Printing Committee be requested and authorized to submit to the Assembly a recommendation regarding the distribution of printed bills.

Carried.

Mr. Harris moved, duly seconded, that the chairman of Contingent Expenses Committee be instructed to rent a typewriter for the House Stenographer.

Carried.

By Mr. Gardiner:

*Resolved*, That the Attorney-General be, and he hereby is, requested to advise the Assembly what legislation is, in his opinion, necessary to carry into full force and effect the various amendments to the Constitution of the State of Nevada approved by the people at the last election.

*Resolved further*, That the Attorney-General be, and he hereby is, requested to submit to this Assembly such bills as are in his opinion necessary in the premises.

Resolution adopted.

### NOTICE OF BILLS

Mr. Schoer gave notice that he would, at some future day, introduce a bill to amend an Act entitled "An Act relating to marriage and divorce," approved November 28, 1861, so as to increase the time of residence, before commencing action, to one year.

Mr. Kelliher gave notice that he would, at some future day, introduce a bill defining commission merchants and providing for a license for the conduct of the business of commission merchants.

Mr. Harris moved, duly seconded, that the election of United States Senator be made a special order at 12 m. January 28, 1913.

Carried.

### INTRODUCTION AND FIRST READING

By Mr. Holmes (by leave):

Assembly Bill No. 14—An Act to incorporate the Nevada Baptist Convention.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Holmes:

Assembly Bill No. 15—An Act for the relief of T. N. Evans for expenses incurred while rendering services to the State of Nevada under instructions from the Governor.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Barnes (by leave):

Assembly Bill No. 16—An Act to regulate the time and manner of payment of wages of employees in mines, mills and smelters.

On motion of Mr. Barnes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

By Mr. Barnes:

Assembly Bill No. 17—An Act to amend an Act entitled "An Act relating to marriage and divorce."

On motion of Mr. Barnes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Mr. Gardiner moved, duly seconded, that Assembly Bill No. 17 be indefinitely postponed.

Roll-call demanded. (Mr. Lee changed his vote to nay.)

YEAS—Messrs. Adams, Bachenberg, Buol, Feely, Fernald, Friedhoff of Washoe, Gardiner, Hash, Holmes, Hunter, Hussman, Oliver, Preston, Russell, Schoer, Todd, Tranter, Welshons, [Williams], Winslow, and Mr. Speaker—20.

NAYS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Goodman, Grimes, Haight, Harris, Hummel, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Price, Reynolds, Sullivan, Williams, Wilson, and Wright—31.

Absent by leave—Messrs. Harrington and Swezy—2.

Motion lost.

By Mr. Schoer (by leave):

Assembly Bill No. 18—An Act to amend section 311 of "An Act to regulate proceedings in criminal cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911, being section 7161 of the Revised Laws of Nevada.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Gardiner (by leave):

Assembly Bill No. 19—An Act requiring a bond for the protection of laborers and materialmen on public buildings and structures, providing for the filing of such bonds and the giving and effect of certified copies thereof, creating a penalty for failure to exact such bonds relating to actions thereon, to procedure in such actions, and allowing an attorney's fee to the prevailing party.



On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Schoer (by leave):

Assembly Bill No. 20—An Act relating to the form of printing briefs and transcripts when submitted to the Supreme Court of the State of Nevada on appeal.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Printing.

By Mr. Cole (by leave):

Assembly Bill No. 21—An Act to amend an Act entitled "An Act to amend 'An Act fixing the compensation of county and township officers in Nye County, State of Nevada, and pertaining to the collection of fees arising from such offices, and regulating the conduct thereof, and to repeal all Acts or parts of Acts conflicting therewith,' approved March 24, 1909, being chapter CLXXVII, Laws of 1909," approved March 18, 1911.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Nye Delegation.

By Mr. Forman (by leave):

Assembly Bill No. 22—An Act to amend an Act entitled "An Act providing a general corporation law," approved March 16, 1903.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations.

By Mr. Davis of Nye (by leave):

Assembly Bill No. 23—An Act to provide for the sprinkling of dry ores in mines of Nevada and sprinkling attachments to drills operated by power in the mines of Nevada, in the interest of public health.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Mr. Ferguson moved, duly seconded, that House take recess to 2 p. m. Carried.

House recessed at 12:30 p. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Harrington and Mr. Swezy, who were excused.

Roll-call of attachés.

All present.

Mr. Bachenberg offered the following resolution:

WHEREAS, This Assembly learns of the sudden death of the wife of one of its esteemed members, Hon. W. P. Harrington of Ormsby County; and

WHEREAS, It is the desire of this House to show its deepest sympathy for the bereavement and suffering of a fellow-member; therefore, be it

*Resolved*, That the Assembly do now adjourn until Tuesday, January 28, at 11 o'clock.

Resolution adopted.

Mr. Kinghorn moved, duly seconded, that the Chair appoint three members to draw up resolutions of sympathy.

Carried.

Mr. Cole moved, duly seconded, that the special order set for this time be vacated until a later date.

Carried.

Mr. Kinghorn asked unanimous consent that history of the vetoed bills be left off the bills which go to the printer.

Mr. Kinghorn moved, duly seconded, that the Governor's veto messages be made a special order for Thursday, January 30, 1913, at 2 p. m.

Carried.

House adjourned at 2:15 p. m. until 11 a. m., January 28, 1913.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE NINTH DAY

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CARSON CITY (Tuesday), January 28, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present, except Mr. Harrington and Mr. Hummel, who were excused.

Roll-call of attachés.

All present.

Mr. Harris gave notice that he would modify the resolution of the roll-call of the attachés on the next legislative day.

Prayer by the Chaplain, Rev. H. H. McCreery.

The Journal of Monday, January 27, 1913, was read and approved with corrections.

The Chair appointed Messrs. Mighels, Kearns, and Holmes as a committee on resolutions of sympathy for Mr. Harrington.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 22 under consideration, and begs leave to report favorably on the same, with the recommendation that it be amended as follows:

Amend section 2 by striking out wherever they occur the words "fifty-one" and inserting in lieu thereof the word "sixty." We further recommend that the bill do pass as so amended.

GEO. A. COLE, *Chairman.*

On motion of Mr. Cole, duly seconded, the amendment was adopted and bill ordered engrossed.

### MOTIONS AND RESOLUTIONS

By Mr. Harris:

*Resolved,* That the resolution already adopted requiring the attachés to be present at roll-call be amended to read that they shall report to the Sergeant-at-Arms on their arrival at the building, and when the roll is called, if they have so reported, that he answer present for them.

Resolution adopted.

### INTRODUCTION AND FIRST READING

By Mr. Kelliher (by leave):

Assembly Bill No. 24—An Act requiring legislative counsel and legislative agents retained or employed for compensation by any person, firm, corporation or association to promote or oppose the passage of Acts or resolutions, or the approval of the same, to file with the Secretary of State a statement in writing subscribed by such counsel or agent stating the name of the person, firm, corporation or association by whom or on

whose behalf he is retained or employed, together with a brief description of the legislation in reference to which such service is to be rendered, requiring an itemized statement of expenditures to be filed, prohibiting legislative agents or counsel from going upon the floor of the Legislature, and providing penalties for the violation of this Act, with an emergency clause.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Kelliher (by leave):

Assembly Bill No. 25—An Act providing for the free use of all public schoolhouses and property and to establish a civic center at each and every schoolhouse in the State of Nevada, and to provide for the maintenance of the same out of the school fund of the State of Nevada, and providing for the conduct and management of the same.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Kelliher (by leave):

Assembly Bill No. 26—An Act to provide for prompt relief and medical attention in case of accidents to employees and travelers upon railroads by compelling common-carrier railroads to maintain hospital cars.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

By Mr. Kelliher (by leave):

Assembly Bill No. 27—An Act to regulate the issuance of restraining orders and injunctions and procedure thereon, and to limit the meaning of conspiracy in certain cases.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Mr. Williams moved, duly seconded, that a recess be taken until 12 m. Carried.

House recessed at 11:40 a. m.

## HOUSE IN SESSION

At 12 m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Harrington and Mr. Hummel, who were excused.

### SPECIAL ORDER

The special order for 12 m.—the election of United States Senator—was taken up.

Mr. Cole placed in nomination the name of Hon. Key Pittman.

The nomination of Mr. Pittman was seconded by Messrs. Fitzgerald of Eureka and Kinghorn.

Mr. Davis of Nye nominated George A. Steele.



The roll was called, and Hon. Key Pittman was declared the choice of the Assembly for United States Senator by the following vote:

For Mr. Pittman—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, [Hummel,] Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

For Mr. Steele—Mr. Davis of Nye.

Absent by leave—Messrs. Harrington and Hummel—2.

#### REMARKS CONCERNING NOMINATIONS FOR UNITED STATES SENATOR

In placing Hon. Key Pittman in nomination for United States Senator from the State of Nevada, Mr. Cole spoke as follows:

*Mr. Speaker:*

This is one of the last times that any Legislature will meet to elect a United States Senator. The people have said: "Gentlemen of the Legislature, you have sent too many Guggenheims, too many Baileys, too many Forakers to the Senate"—men of whom it has been said "The good old rule sufficeth them; the simple plan, that they should take who have the power, and they should keep who can." We intend to select a different type of Senator, and just as the direct primary law has changed the character of Legislatures so will the direct election of United States Senators change the character of the United States Senate. One member of that body represents a million souls—a hundred thousand thousand joys and sorrows, hopes and fears, a million human lives. To represent the people in the final pinnacle of legislation is a man's work, and now is wanted the man. Happily our work is made easy. The people for the first time in the history of Nevada have looked south for a Senator. Here comes through the sands of the desert a young man bold and strong, unafraid, clean, sincere and able, and it is our pleasure and duty, freed of responsibility, to choose as United States Senator for Nevada, the choice of the people. We will gladly perform it and will proceed to select and elect to the United States Senate a citizen of Nye County, the Honorable Key Pittman, of Tonopah.

Mr. Fitzgerald of Eureka, in seconding the nomination, spoke as follows:

*Mr. Speaker:*

It is with especial and peculiar pleasure that I arise at this time to second the nomination made by the gentleman from Nye. The remarks that he has made called to my mind the following brief reflections: When those great statesmen, the framers of our Federal Constitution, made that immortal instrument they never dreamed that the body that they were creating, the Senate of the United States, which has been called, and perhaps justly called, the greatest legislative body ever formed, that the said body, to wit, the Senate of the United States, would ever degenerate to such a great degree that it would be called "a millionaire's club on the Potomac." I do not say that it has degenerated, but simply this—that if it has so degenerated, what a fall from the high ideal in the minds of its immortal framers! The idea with them that a seat therein, or one in the Congress of the United States, or even the office of the President, should be bought with money would have been intolerable. Think of a schoolboy having his high standard in his class determined by the number of dollars he or his father commanded, or a high school, college or university judged by the same standard! Now, when the youth of America goes forth from the public school, the high school, the college or university where merit and merit alone determined his rank and standard, what a shock when he learns that in the politics and government of his country, money, and not merit, is a test of high standing. Were I, Mr. Speaker, to go to one of the great colleges—Harvard, Yale, Stanford, Berkeley, or any other—and say to the directors or governors, or whatever they



may be called by said institutions: "Give me the title of Doctor of Laws and I will give you a million dollars"—suppose the bargain were made and such title were conferred upon me under such circumstances, would not my brow be branded eternally with infamy, instead of with honor; and would not the directors and governors of the institution who entered into the bargain be equally branded with myself with infamy and disgrace instead of with fame and excellence? Let me say, Mr. Speaker, that when the people of the United States or the people of Nevada sell an honor they disgrace themselves. Let them sell merchandise, commodities or all things of the market, but never bring the United States Senate, or any other office of honor, in the market for sale.

I believe, Mr. Speaker, that the gentleman who has been nominated by the gentleman from Nye is one who did not buy the honor to which he has been elected by the people of the State of Nevada. He went before the people of Nevada in a free and honorable competition for the high office of Senator of the United States. In establishing the two bodies, the Senate and the House of Representatives, the framers of the Constitution arranged two years as a term of the Representatives in Congress, said Representatives coming directly from the people at the present hour of the election, and represented the moment, the day, the present. The Senate, from its very name, being composed of the *elder* men, was to represent the wisdom and experience of the past; and being elected for a longer term, to wit, six years—three times the length of term for the members of the House of Representatives—were designed to be something in the nature of a guard and check upon the push, vigor, energy and, let me say, sometimes the undue aggressiveness, of the youth of the present. The two ideas, the *wisdom* and *experience* of the past, guiding and aiding and helping the vigor and strength of the present are the two great columns on which the Senate and House of Representatives of the United States stand. May God grant that it may ever go hand in hand with wisdom and power. The people who now have the power, and, let me say, I rejoice that they do have it, in their votes last November gave the mandate to this Legislature to put the laurel of victory and honor upon the brow of Honorable Key Pittman. I cheerfully bow to the will of the people in that regard, and if it had not been my own personal choice I should have most respectfully obeyed it; and in the present instance, as it fully accords with my own personal choice, I say that it is with peculiar and especial pleasure that I second the nomination of the Honorable Key Pittman.

With reference to the gentleman whose nomination I second, I believe firmly that he has the courage of his convictions in filling his seat in the United States Senate, which he will soon have the honor to fill, and I have no doubt that he will march to the line of truth and not let passion, prejudice, money or power swerve him from the glorious path that he has marked out for himself. He will let truth and truth alone be the polar star upon which his eye will ever be cast.

Mr. Kinghorn, seconding the nomination of Hon. Key Pittman, spoke as follows:

*Mr. Speaker:*

In no other State in the Union, with the exception of the State of Oregon, would it be proper and consistent for a member of the minority to rise for the purpose of seconding and supporting the nomination of a majority candidate to be a Senator of the United States.

The State of Nevada occupies this proud position: Without waiting for a peremptory and mandatory enactment of the Legislature, the voters of the State have entered into a voluntary and honorable agreement, which, since its inception, has been ratified and endorsed by the candidates themselves, insuring, beyond the question of a doubt, that the senatorial candidate receiving the highest vote at the general election would also receive the votes of the Republican and Democratic members in both branches of the Legislature, regardless of their personal preferences or of their party affiliations.

Before casting my vote for the candidate who has received at the polls a substantial endorsement from the voters of the State, I wish to say that I hope and trust that this voluntary agreement will be continued in the State of Nevada, and that no rigid enactment by the Legislature will be deemed necessary, so that our people may continue to express their choice at the polls, firm and confident in the belief that their verdict will be endorsed by the Legislature of the State.



I now take pleasure in seconding and supporting the nomination of Honorable Key Pittman for the office of United States Senator from the State of Nevada.

I trust that I may be pardoned at this time for an expression of the hope that at no far distant day history may repeat itself, and that Democratic members of this body will second and support a nomination for this high office, made by a Republican member in support of a Republican candidate.

I also desire to say, Mr. Speaker, that one of the most hopeful and encouraging signs of the times is the tendency to eliminate personalities and bitterness from the political campaigns in this State. In former years it was the custom to bring out the weaknesses and shortcomings of various candidates, and I am glad to say that in the recent campaign, in which Mr. Pittman was the winner, this factor of personal reflection and vilification was a negligible quantity.

And, before closing, Mr. Speaker, I would like to say that we have something to be grateful for, even in the weaknesses and shortcomings of our great men.

Mankind is helped in its progress almost as much by the study of imperfection as by the contemplation of perfection.

If we had nothing before us in our halting and futile lives but saints and the ideal, we might well fail altogether.

We grope blindly among the graveyards and catacombs of the world; we climb the dark, steep ladder of life; we reach out haltingly for the future, and yet we can scarce see an inch before or around us.

We stumble and falter and fall; our hands and knees are bruised and sore, and we look above for help and guidance.

Could we see nothing but distant and unapproachable perfection, we might well sink prostrate, discouraged and disheartened in the hopelessness and weariness of despair.

Is it not then, Mr. Speaker, when all seems blank and dark, when strength and courage fail, and when perfection seems remote and distant as the farthest and faintest star in the firmament, is it not then that imperfection helps us?

When we see that the greatest and choicest images of God have had their weaknesses like ours, their temptations, their hours of darkness, their heartburnings and failures, are we not encouraged by their lapses and catastrophes to find energy for one more effort, and faith for one more struggle? Where they have failed we feel a less dishonor to fail; and their errors and sorrows make our ascent easier from the commonplace level on which we now stand to the distant and glorious heights to which we aspire.

Man, after all, Mr. Speaker, is not ripened and matured by virtue alone. If this were so the world would be a paradise of angels and a mighty lonesome place for most of us to live in, even in the State of Nevada.

No! Like the fruit of the earth, he is the fruit of all seasons. He is the evolution of a hundred centuries of time, the accident of a thousand accidents, a living mystery moving through the seen to the unseen.

He is born in honor as well as in dishonor; he is matured under all the varieties of heat and cold; in storm and in sunshine; in joy and in sorrow; in the melancholy of autumn and in the rugged torpor of winter as well as in the rapture and fragrance of summer and the balmy affluence of spring, with its breath and its sunshine; at the end, he is reaped; the product not of one climate but of all; not of good alone, but of evil and sorrow as well; perhaps mellowed and matured and ripened; perhaps withered and stricken and sour.

How, then, Mr. Speaker, shall we take it upon ourselves to judge anyone? How, at any rate, shall we pass judgment upon our intellectual giants and our leaders in statesmanship and public affairs? Men who are great in their gifts are great in their temptations, great in their strength and great in their weakness.

Let us glory in their strength and be comforted in their weakness, and, when we thank heaven for the great gift of their intellect, their patriotism and their public service, we do not need to remember wherein they are imperfect, nor can we bring ourselves to regret that they are made of the same common, ordinary clay as ourselves.

In placing in nomination Hon. G. A. Steele for United States Senator from the State of Nevada, Mr. Davis of Nye County spoke as follows:

*Mr. Speaker:*

While in hearty accord with the advanced method of the people of this State

in the selection of a candidate for United States Senator, I feel at this time a minority of the people should voice their selection, representing, as I do, 2,740 votes cast at the last general election. I wish to place the name of G. A. Steele in nomination for the office of United States Senator.

Mr. Grimes moved, duly seconded, that the House adjourn until 12 m., January 29, 1913.

Carried.

House adjourned at 12:30 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE TENTH DAY

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CARSON CITY (Wednesday), January 29, 1913.

House called to order at 12 m.

Mr. Speaker in the chair.

The Sergeant-at-Arms announced a committee from the Senate who reported that Senate was ready for the Joint Session.

Report received.

The Sergeant-at-Arms announced the Honorable Senate.

### IN JOINT SESSION

The Joint Session of the Senate and Assembly for the purpose of electing a United States Senator was called to order.

President Ross of the Senate in the chair.

Mr. Holmes moved, duly seconded, that the Sergeant-at-Arms of the Senate be elected to act as Sergeant-at-Arms during the Joint Session.

Carried.

Roll call of Senate showed 20 present, Senators Miller and Stickney being excused.

Roll-call of Assembly showed all present, except Mr. Swezy, who was excused.

Journals of the Senate and Assembly for the previous day in regard to the election of United States Senator were read by the Secretary of the Senate and Clerk of the Assembly.

The reading of the Journals of the Senate and Assembly showing that Hon. Key Pittman had received the majority vote of both houses, the President declared Hon. Key Pittman elected United States Senator from Nevada.

Mr. Harris moved, duly seconded, that the Chair appoint a committee of five to escort Hon. Key Pittman, the new United States Senator to the Assembly Chamber.

Carried.

The Chair appointed Messrs. Harris, Forman, Holmes, Kendall, and Tannahill.

The committee escorted Senator Key Pittman to the Assembly Chamber.

Senator Pittman addressed the Joint Session.

On motion of Senator Mills, duly seconded, the Joint Session adjourned *sine die*.

### HOUSE IN SESSION

At 12:30 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

Journal of the previous day read and approved.

Mr. Bachenberg moved, duly seconded, that that part of the Journal containing nominating speeches for United States Senator be dispensed with.

Carried.

REPORTS OF COMMITTEES

Mr. Mighels submitted the following resolution:

WHEREAS, It has pleased the Almighty Father to call from our midst Mrs. William P. Harrington, the wife of our fellow-member, Hon. W. P. Harrington of Ormsby County; and

WHEREAS, He has lost his helpmate, the one on whom he depended for love, companionship and sympathy in his life's troubles, the mother of his children and one beloved by all who knew her, and that a young and useful life has been called to the shores of the great unknown; therefore, be it

*Resolved*, That we, the members and attachés of the Twenty-sixth Session of the Nevada Legislature, hereby express our keenest and heartfelt sympathy to our brother member and his family for their irreparable loss; and be it further

*Resolved*, That a copy of these resolutions be spread on the Journal of the Assembly; that copies be transmitted to the Governor of the State and to the Senate now in session, and that a copy be engrossed and presented to the bereaved member and his family.

H. R. MIGHELS,  
W. H. KEARNS,  
A. W. HOLMES,  
*Committee.*

On motion of Mr. Cole, the resolution was adopted by a rising vote.

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 12—An Act to repeal section 3 of an Act entitled "An Act providing for the printing of legislative bills and resolutions, and other matters relating thereto," approved March 4, 1911—which passed the Senate this day by the following vote: Yeas, 21; nays, none; absent, 1.

SOL HILP,  
*Assistant Secretary of the Senate.*

NOTICE OF BILLS

Mr. Harris gave notice that he would, at some future day, introduce a bill to create a state highway, to be known as the "Nevada State Highway," and appropriating money for the designation of the lines of said highway.

Mr. Kearns moved, duly seconded, that the House adjourn until 11 a. m. January 30, 1913.

Carried.

House adjourned at 12:50 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*



## THE ELEVENTH DAY

CARSON CITY (Thursday), January 30, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

Journal of the tenth day read and approved.

Roll-call of attachés.

All present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly No. 18 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations has had Assembly Joint Resolution No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Joint Resolution No. 1, and reports favorably on the same, with recommendation that it do pass.

W. C. GRIMES, *Chairman.*

### NOTICE OF BILLS

Mr. Fitzgerald of Elko gave notice that he would, at some future day, introduce a bill to pay a bounty for the destruction of certain noxious animals.

### INTRODUCTION AND FIRST READING

By Ways and Means Committee:

Assembly Bill No. 26—An Act to pay the deficiencies in the appropriations for the years of 1911 and 1912.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Lee (by leave):

Assembly Bill No. 29—An Act to amend "An Act relating to public schools and repealing certain Acts relating thereto," approved March 20, 1911.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Reynolds (by leave):

Assembly Bill No. 30—An Act to amend an Act entitled "An Act providing for the disposition of poll-tax collections," approved March 27, 1911.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill

read second time by title, and referred to Committee on Public Roads and Highways.

By Mr. Reynolds (by leave):

Assembly Bill No. 31—An Act to repeal an Act entitled "An Act requiring County Commissioners to give bonds and providing additional security for the proper disbursement of public money," approved March 2, 1883.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Washoe Delegation (by leave):

Assembly Bill No. 32—An Act to fix the salary of the Constable of Wadsworth Township, Washoe County, State of Nevada.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Oliver (by leave):

Assembly Bill No. 33—An Act for the relief of the county of Esmeralda, State of Nevada.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

By Mr. Gardiner (by leave):

Joint and Concurrent Resolution No. 3, determining that a revision of the Constitution is necessary and recommending a convention therefor.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Elections.

On motion of Mr. Holmes, duly seconded, the House took a recess until 2 p. m.

House recessed at 11:30 a. m.

## HOUSE IN SESSION

At 2 p. m.

Roll-call of members.

All present, except Mr. Adams, Mr. Harrington, and Mr. Bachenberg, excused.

On motion of Mr. Harris, duly seconded, the special order on Governor's veto messages was vacated and made a special order for Thursday, February 6, 1913, at 2 p. m.

Sergeant-at-Arms announced a message from the Senate.

## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Joint and Concurrent Resolution No. 6 of the Twenty-fifth Session, which passed the Senate this day by the following vote: Yeas, 19; nays, 3.

SOL HILP,  
*Assistant Secretary of the Senate.*



## GENERAL FILE AND THIRD READING

On motion of Mr. Schoer, duly seconded, Assembly Bill No. 18 was made a special order for Tuesday, February 4, 1913, at 2:30 p. m.

Assembly Joint and Concurrent Resolution No. 2.

On motion of Mr. Kinghorn, duly seconded, the resolution was referred to Committee on Engrossment.

Assembly Joint and Concurrent Resolution No. 1.

On motion of Mr. Holmes, duly seconded, the rules were suspended, resolution considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, and Harrington—3.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your select committee, consisting of the Lander County Delegation, begs leave to report favorably on Assembly Bill No. 11, with the recommendation that it do pass.

T. P. LIDDELL, *Chairman.*

## INTRODUCTION AND FIRST READING

Senate Bill No. 12.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Engrossment.

By Mr. Hummel (by leave):

Assembly Bill No. 34—An Act to amend section 4867 of the Revised Laws of Nevada, 1912.

On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

## NOTICE OF BILLS

Mr. McBride gave notice that he would, at some future day, introduce a bill to promote the public safety by requiring common-carrier railroads to provide and equip all locomotives in road service with headlights, of lighting capacity of 1,500 candle-power, and prescribing penalty for violation of the provisions thereof.

Mr. Forman gave notice that he would, at some future day, introduce a bill to provide, secure and pay compensation for employees who sustain personal injuries while in line of duty, together with a scheme of industrial insurance.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment has had Senate Bill No. 12 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossed Bills has had Assembly Joint and Concurrent Resolution No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. H. KEARNS, *Chairman.*

#### INTRODUCTION AND FIRST READING

By Mr. Russell (by leave):

Assembly Bill No. 35—An Act to amend an Act entitled "An Act concerning public schools and repealing certain Acts relating thereto," approved March 20, 1911.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Harris (by leave):

Assembly Bill No. 36—An Act to amend an Act entitled "An Act to provide for the destruction of noxious animals and to repeal an Act relating thereto," approved February 3, 1887.

On motion of Mr. Harris, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 12.

Rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Davis of Nye, Feely, Harrington, Hunter, and Winslow—7.

Assembly Joint and Concurrent Resolution No. 2.

Rules suspended, resolution considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Barnes, Feely, Harrington, Hunter, Sullivan, and Winslow—8.

Assembly Bill No. 11.

Rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee,



Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Davis of Nye, Feely, Harrington, Hunter, and Wilson—7.

#### MOTIONS AND RESOLUTIONS

By Mr. Harris:

*Resolved*, That the sum to be allowed to each member of the Assembly for the present session for periodicals, stamps and stationery as provided by law be the sum of \$20, and that the same be certified by the Sergeant-at-Arms to the State Controller.

Mr. Kinghorn moved, duly seconded, that \$20 be stricken out, and \$10 be inserted in lieu thereof.

Motion lost.

Resolution adopted.

On motion of Mr. Ferguson, duly seconded, the House adjourned until Friday, January 31, 1913, at 11 a. m.

House adjourned at 3:15 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

THE TWELFTH DAY

CARSON CITY (Friday), January 31, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present, except Mr. Grimes, Mr. Hunter, and Mr. Winslow, who were excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

Journal of eleventh day read, and approved with corrections.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Washoe County Delegation has had Assembly Bill No. 32 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass.

A. W. HOLMES, *Chairman.*

House recessed for five minutes.

HOUSE IN SESSION

At 11:25 a. m.

Mr. Speaker in the chair.

INTRODUCTION AND FIRST READING

By Mr. Harrington (by leave):

Assembly Bill No. 37—An Act to amend an Act entitled "An Act to insure the better education of practitioners of dental surgery, etc." approved March 16, 1905.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Liddell (by leave):

Assembly Bill No. 38—An Act to provide for lien on mare and offspring for service of stallion.

On motion of Mr. Liddell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Kearns (by leave):

Assembly Bill No. 39—An Act for the payment of costs in an original proceeding in the Supreme Court against the State of Nevada.

On motion of Mr. Kearns, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.



By Mr. Kearns (by leave):

Assembly Bill No. 40—An Act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles.

On motion of Mr. Kearns, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

On motion of Mr. Lozano, duly seconded, the House recessed until 2 p. m.

House adjourned until 11:30 a. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present, except Mr. Goodman, Mr. Hunter and Mr. Winslow, excused.

Roll-call of attachés.

All present.

Sergeant-at-Arms announced a message from the Senate.

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 11 and Assembly Joint and Concurrent Resolutions Nos. 1 and 2, for proper engrossment.

SOL HILP,

*Assistant Secretary of the Senate.*

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 11 and Joint and Concurrent Resolutions Nos. 1 and 2 were sent to the Committee on Engrossment to receive proper engrossment.

### MOTIONS AND RESOLUTIONS

By Mr. Harrington:

Assembly Resolution relating to the appointment of a General Investigating Committee:

*Resolved*, That three members of the Assembly be appointed to act with a like number from the Senate as a General Investigating Committee.

Resolution adopted.

The Speaker appointed Messrs. Harrington, Barnes, and Wilson as such committee.

### GENERAL FILE AND THIRD READING

Assembly Bill No. 32.

On motion of Mr. Holmes, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds,

Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—47.

Absent—Messrs. Forman, Gardiner, Goodman, Grimes, Hunter, and Winslow—6.

On motion of Mr. Swezy, duly seconded, the House adjourned to Monday, February 3, 1913, at 11 a. m.

House adjourned at 2:15 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*



## THE FIFTEENTH DAY

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CARSON CITY (Monday), February 3, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Friedhoff of Washoe, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

The Sergeant-at-Arms announced a message from the Senate.

Journal of previous day read and approved.

On motion of Mr. Kearns, duly seconded, Assembly Joint and Concurrent Resolution No. 1, Assembly Joint and Concurrent Resolution No. 2, and Assembly Bill No. 11 were considered engrossed and sent back to the Senate.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 27 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 5, and begs leave to report unfavorably on the same, with the recommendation that it do not pass in its present form.

Also, Assembly Bill No. 24, and begs leave to report unfavorably on the same, with the recommendation that it do not pass, for the reason that we do not think that there is any necessity in the State of Nevada for such a law at the present time.

Also, Assembly Bill No. 19, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 28 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bill No. 22 with the engrossed copy thereof, and finds the same correctly engrossed, as amended by the Committee on Corporations and Railroads.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 14 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass, for the reasons that the State of Nevada (see section 338, Revised Laws) prohibits the formation of any except municipal corporations by special Act, and the general Act of the formation of religious corporations (see section 1365, Revised Laws) fully satisfies the purposes of this bill.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Printing has had Assembly Bill No. 20 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. P. HARRINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 31 under consideration, and begs leave to report that it should be provided for by a general law putting all County Commissioners under bond.

WM. FORMAN, *Chairman.*

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Joint Resolution No. 1, memorializing Congress.

SOL HILP,  
*Assistant Secretary of the Senate.*

MOTIONS AND RESOLUTIONS

*To the Members of the Assembly and Attachés of the Twenty-sixth Session of the Nevada Legislature:*

The people of Virginia City, Nevada, through their representatives in the Assembly, do extend a cordial invitation to attend a grand ball to be given by the Fraternal Order of Eagles No. 523, to be held at National Guard Hall, Friday Evening, February 7, 1913; also to visit the Comstock mines the following day.

ED. E. HUMMEL.  
W. H. KEARNS.

On motion of Mr. Kinghorn, duly seconded, the invitation was unanimously accepted.

NOTICE OF BILLS

Mr. Hash gave notice that he would, at some future day, introduce a bill for the repeal of the mortgage tax law.

Mr. Speaker called Speaker pro tem Gardiner to the chair.

On motion of Mr. Brandon, duly seconded, the House recessed for five minutes.

HOUSE IN SESSION

At 11:35 a. m.

Speaker pro tem in the chair.

Speaker pro tem called Mr. Cole to the chair.

INTRODUCTION AND FIRST READING

By Mr. Harris (by leave):

Assembly Bill No. 41—An Act providing for a state highway.

On motion of Mr. Harris, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Mr. Brandon:

Assembly Bill No. 42—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911.

On motion of Mr. Brandon, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Kelliher (by leave):

Assembly Bill No. 43—An Act defining and relating to wage brokers, regulating assignments of wages and salaries as securities for loans, and



fixing a maximum rate of interest for loans upon wages and salaries, and providing penalties for the violation thereof.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Schoer:

Assembly Bill No. 44—An Act authorizing and directing the State Controller and the State Treasurer to transfer certain moneys.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Oliver (by leave):

Assembly Bill No. 45—An Act to regulate the practice of attorneys and counselors at law before the courts of this State when said attorneys are officers, clerks, stenographers, or attachés of said court.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Russell (by leave):

Assembly Bill No. 46—An Act requiring County Commissioners to give bonds and providing additional security for the proper disbursement of public money.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### PRESENTATION OF PETITIONS

Petition of protest from Bar Association.

Mr. Brandon moved and was duly seconded that petition be placed on file.

Mr. Harris offered an amendment that petition be laid on the table. Petition laid on the table.

#### INVITATION

The Ormsby County Branch of the Nevada Equal Franchise Society invites the members of the Legislature and their wives, the attachés, and the state officials to a reception Tuesday evening, February 4, at the Sagebrush Club, 8 to 10:30.

Invitation accepted with thanks.

Mr. Swezy, duly seconded, moved the House adjourn until 11 a. m., February 4, 1913.

Mr. Brandon offered an amendment to recess until 2 p. m., February 3, 1913.

Amendment carried.

Motion carried as amended.

House recessed at 11:50 a. m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Friedhoff of Washoe, who was excused.

Roll-call of attachés.

All present.

INTRODUCTION AND FIRST READING

By Mr. Bachenberg (by leave):

Assembly Bill No. 47—An Act granting aid to the State Agricultural Society for the purpose of holding state fairs during the years 1913 and 1914, and to repair the buildings and grounds of the society for the years 1913 and 1914.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Fitzgerald of Elko (by leave):

Assembly Bill No. 48—An Act to amend section 1 of an Act entitled "An Act to amend section 1 of an Act entitled 'An Act to provide for the destruction of noxious animals, and to repeal an Act relating thereto,' approved February 3, 1887," approved March 24, 1911.

On motion of Mr. Fitzgerald, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Russell (by leave):

Assembly Bill No. 49—An Act providing for the appointment of a steward, cook and nurse for the county hospital of Elko County and fixing their salaries, and authorizing and requiring the Board of County Commissioners to advertise for bids and let contracts to furnish stores, supplies and fuel for the county hospital and county jail, to provide for the appointing of a cook for the county jail, and other matters relating thereto.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko Delegation.

By Messrs. Fitzgerald of Eureka and Haight (by leave):

Assembly Bill No. 50—An Act to amend section 259 of an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved March 23, 1897, it being section 6116 of Revised Laws of Nevada, 1912.

On motion of Mr. Fitzgerald, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

GENERAL FILE AND THIRD READING

Assembly Bill No. 31.

On motion of Mr. Reynolds, duly seconded, Assembly Bill No. 31 was laid on the table.

Assembly Bill No. 5.

Bill considered engrossed and placed on third reading and final passage, and lost by the following vote:

YEAS—Messrs. Adams, Baird, Cole, Davis of Humboldt, Davis of Nye, Feely, Harrington, Harris, Hummel, Kearns, Oliver, Price, and Todd—13.



NAYS—Messrs. Bachenberg, Barnes, Buol, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—39.

Absent—Mr. Friedhoff of Washoe.

Assembly Bill No. 24.

Rules suspended, bill considered engrossed, placed on third reading and final passage, and lost by the following vote (Mr. Buol changing his vote from nay to yea):

YEAS—Mr. Buol.

NAYS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

Absent—Messrs. Friedhoff of Washoe and Welshons—2.

Assembly Bill No. 14.

On motion of Mr. Holmes, duly seconded, Assembly Bill No. 14 was placed at the bottom of the file.

Assembly Bill No. 27.

Rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Baird, duly seconded, Assembly Bill No. 27 was indefinitely postponed.

Assembly Bill No. 19.

Rules suspended, bill considered engrossed, placed on third reading and final passage.

Mr. Gardiner offered the following amendment: Add to section 6 at the end of the section, the following sentence: "And the court recognize allowance of a reasonable attorney fee to the prevailing party in any such action or actions."

Amendment adopted.

Assembly Bill No. 19, as amended, passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent—Mr. Friedhoff of Washoe.

Assembly Bill No. 20.

Rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 20 was referred to Committee of the Whole.

On motion of Mr. Cole, duly seconded, the House resolved itself into Committee of the Whole for the consideration of Assembly Bill No. 20.

House went into Committee of the Whole at 3:30 p. m., with Mr. Cole in the chair.

## HOUSE IN SESSION

At 4:05 p. m.

Mr. Speaker in the chair.

Sergeant-at-Arms announced a message from the Senate.

Mr. Cole, Chairman of Committee of the Whole, reported Assembly Bill No. 20, as amended, favorably.

On motion of Mr. Harrington, duly seconded, the amendment of Mr. Harrington to Assembly Bill No. 20 was adopted.

Assembly Bill No. 20.

Rules suspended, bill considered engrossed, placed on third reading, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McBride, McCarthy, Oliver, Preston, Price, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Wilson, Winslow, and Mr. Speaker—45.

NAYS—Messrs. Fitzgerald of Eureka, Haight, Liddell, Lozano, Reynolds, Williams, and Wright—7.

Absent—Mr. Friedhoff of Washoe.

Assembly Bill No. 22.

Rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Friedhoff of Washoe and Reynolds—2.

Assembly Bill No. 28.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 28 was referred to Committee of the Whole.

On motion of Mr. Harrington, duly seconded, the House adjourned to 11 a. m., February 4, 1913.

House adjourned at 4:30 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE SIXTEENTH DAY

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CARSON CITY (Tuesday), February 4, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Cole, Ferguson, and Holmes, who were excused.

Mr. Grimes asked leave of absence for one week for Mr. Ferguson.

Leave granted.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

On motion of Mr. Forman, duly seconded, the amendment of Mr. Harrington to Assembly Bill No. 20 was ordered placed in the Journal.

Amendment by Mr. Harrington to Assembly Bill No. 20: Page 1, line 4, after the word "with," strike out the words "a transcript of the record," and insert in lieu thereof the words "such excerpts from the transcript or the record as he deems necessary or as may be required by the rules of the court."

Journal of previous day read and approved as amended.

The Chair instructed the Chief Clerk to insert the report of the Committee of the Whole on Assembly Bill No. 20.

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 15—An Act to provide for a county high-school in the city of Ely, Nevada, furnishing and equipment of a building for such, creation of a fund for the purchase of such site, the erection, furnishing and equipment of such building and the establishing and maintaining of such school—which passed the Senate by the following vote: Yeas, 21; nays, none; absent, 1.

Also, Senate Bill No. 26—An Act to repeal an Act entitled "An Act regulating the purchase of supplies by the State of Nevada and the several counties of the State"—which passed the Senate this day by the following vote: Yeas, 21; nays, none; absent, 1.

Also, Senate Bill No. 28—An Act to amend an Act entitled "An Act to fix the state tax levy and to distribute the same in the proper funds," approved March 19, 1911—which passed the Senate this day by the following vote: Yeas, 20; nays, 1; absent, 1.

Also, Senate Bill No. 27—An Act to repeal an Act entitled "An Act relating to purchase of supplies"—which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 25—An Act authorizing the Secretary of State to furnish certain printed public documents to certain persons therein named—which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 19—An Act to amend section 2 of an Act entitled "An Act to license and regulate insurance business in this State," approved February 23, 1881—which passed the Senate this day by the following vote: Yeas, 20; nays, none; excused, 1; passed, 1.

Also, Senate Bill No. 22—An Act to amend an Act entitled "An Act concerning Justices of the Peace," approved March 4, 1881—which passed the Senate this day by the following vote: Yeas, 21; nays, none; absent, 1.

Also, Senate Bill No 31—An Act to amend an Act entitled "An Act to create a fire department fund," approved March 9, 1865, approved March 1, 1881, approved March 2, 1911—which passed the Senate this day by the following vote: Yeas, 21; nays, none; absent, 1.

Also, Senate Bill No. 3—An Act for the relief of Thomas B. Ramsey for services rendered the State of Nevada under instructions from the Governor—which passed the Senate this day by the following vote: Yeas, 14; nays, 4; absent, 2.

Also, Senate Bill No. 7—An Act to provide employed electors opportunities to vote—which passed the Senate this day by the following vote: Yeas, 12; nays, 9; absent, 1.

Also, to return to your honorable body Joint and Concurrent Resolution No. 11, which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

SOL HILP,

*Assistant Secretary of the Senate.*

### MOTIONS AND RESOLUTIONS

By Mr. Forman:

*Resolved by the Assembly,* That there is hereby created a Special Committee of the Assembly, to be known as Special Committee on State Revenue, to which shall be referred all bills and matters relating to the public revenues; said committee to consist of seven members, four from the majority and three from the minority membership of the House, and that the members of said Special Committee be as follows: Messrs. Cole, Sullivan, Williams, Oliver, Holmes, McBride, and Kinghorn.

*Resolved, further,* That said committee be authorized to act conjointly with any committee of similar purpose which may be appointed by the Senate.

Resolution declared lost by a standing vote.

### INTRODUCTION AND FIRST READING

On motion of Mr. Harris duly seconded, the House recessed for five minutes.

### HOUSE IN SESSION

At 12 m.

On motion of Mr. Harrington, duly seconded, the House recessed until 2 p. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Ferguson, Holmes, and McCarthy, who were excused.

### INTRODUCTION AND FIRST READING

By Mr. Harris (by leave):

Assembly Bill No. 51—An Act to amend an Act to provide for the care of the insane of the State of Nevada and create a fund for that purpose.

On motion of Mr. Harris, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Oliver (by leave):

Assembly Bill No. 52—An Act punishing lessees for defrauding lessors of royalties; penalty for defrauding.



On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Lozano (by leave):

Assembly Bill No. 53—An Act to amend section 27 of an Act entitled "An Act providing a general corporation law," approved March 16, 1903, the same being section 1131 of the Revised Laws of Nevada.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. McBride (by leave):

Assembly Bill No. 54—An Act to promote the public safety by requiring common-carrier railroads to provide and equip all locomotives in road service with headlights of lighting capacity of 1,500 candle-power, and prescribing penalty for the violation of the provisions thereof.

On motion of Mr. McBride, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

By Mr. Mighels (by leave):

Assembly Bill No. 55—An Act to amend an Act entitled "An Act in relation to money of account and interest," approved November 28, 1861.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

By Mr. Russell (by leave):

Assembly Bill No. 56—An Act to amend section 2 of an Act entitled "An Act to segregate certain county offices in Elko County, State of Nevada, and fixing their salaries, to take effect on the first Monday in January, 1909," approved March 27, 1907.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko Delegation.

By Mr. Davis of Nye (by leave):

Assembly Bill No. 57—An Act to provide for the safety of workmen employed in and about the construction, alteration, painting, repairing, and cleaning of buildings within this State.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Davis of Nye:

Assembly Bill No. 58—An Act to amend an Act entitled "An Act concerning apprentices," approved March 8, 1879.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Mr. Schoer (by leave):

Assembly Bill No. 59—An Act authorizing and directing the State Controller and the State Treasurer to transfer certain moneys.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Hummel (by leave):

Assembly Bill No. 60—An Act fixing the salary of the Sheriff of Storey County, Nevada.

On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Storey Delegation.

Senate Bill No. 7.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

Senate Bill No 31.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

Senate Bill No. 3.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Senate Bill No. 2.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Senate Bill No. 19.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Senate Bill No. 25.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

Senate Bill No. 27.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Senate Bill No. 28.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

Senate Bill No. 15.

On motion of Mr. Baird, duly seconded, the rules were suspended,



reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to White Pine Delegation.

Senate and Assembly Resolution No. 1, memorializing Congress.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

By Mr. Adams (by leave):

Assembly Bill No. 61—An Act relating to the appointment of Deputy Sheriffs, Constables and other peace officers in counties, cities and towns of this State, and to fix a penalty for the violation of the provisions of this Act, and to repeal all other Acts and parts of Acts in conflict herewith.

On motion of Mr. Adams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

The Sergeant-at-Arms announced a message from the Senate.

#### SPECIAL ORDER

On motion of Mr. Schoer, duly seconded, the special order was vacated on Assembly Bill No. 18 and made a special order for 2:45 p. m., February 4, 1913.

By Mr. Friedhoff of Lyon:

Assembly Bill No. 62—An Act to amend an Act entitled "An Act to segregate the offices of Sheriff and County Assessor in Lyon County, State of Nevada, and fixing the salaries of said officers, to take effect on the first Monday in January, 1913," approved March 18, 1911.

On motion of Mr. Friedhoff, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lyon Delegation.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your select committee, the White Pine Delegation, has had Senate Bill No. 15 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman.*

*Mr. Speaker:*

Your select committee, the Nye Delegation, has had Assembly Bill No. 21 under consideration, and begs leave to report favorably on the same, with the recommendation that it be amended as follows: Strike out in section 1, line 6 of the printed bill, after the word "and" and preceding the word "or," the word "twenty-five" and insert in lieu thereof the word "twenty," and strike out in the same section, line 8, of the printed bill, after the word "them" and preceding the word "per," line 9 of the printed bill, the words and figures "fifty (50) dollars," and insert in lieu thereof the words and figures "seventy-five (75) dollars." We further recommend that the bill do pass with the above amendment.

E. A. KELLIHER, *Chairman.*

Mr. Friedhoff of Washoe gave notice that on the next legislative day he would move to reconsider the vote by which the resolution providing for a special committee of the Assembly on state revenue, introduced by Mr. Forman, was defeated.

On motion of Mr. Kinghorn, duly seconded, Assembly Bills Nos. 19 and 20 were referred to the Engrossing Committee.

## SPECIAL ORDER

Assembly Bill No. 18.

Mr. Schoer moved, duly seconded, that Assembly Bill No. 18 be laid on the table.

Mr. Cole moved, duly seconded, to amend to indefinitely postpone Assembly Bill No. 18.

Carried.

Motion carried as amended.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 14 was placed on file.

On motion of Mr. Harrington, duly seconded, the House resolved itself Committee of the Whole to consider such matters as might come before it. Carried.

House resolved itself into Committee of the Whole at 2:55 p. m. with Mr. Fitzgerald of Eureka in the chair.

Committee of the Whole arose at 3:05 p. m.

## HOUSE IN SESSION

Mr. Speaker in the chair.

## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 28 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. L. FITZGERALD, *Chairman.*

Report adopted.

Assembly Bill No. 28.

On motion of Mr. Sullivan, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Ferguson, Harris, and McCarthy—3.

On motion of Mr. Oliver, duly seconded, the House adjourned to 11 a. m., February 5, 1913.

House adjourned at 3:20 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE SEVENTEENTH DAY

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CARSON CITY (Wednesday), February 5, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Ferguson, excused.

Roll-call of attachés.

All present except Mr. Hunter.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

Journal of previous day read and approved.

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 29—An Act to amend an Act entitled "An Act providing for the disposition of poll-tax collections," approved March 27, 1911—which passed the Senate this day by the following vote. Yeas, 20; nays, 1; excused, 1.

SOL HILP,  
*Assistant Secretary of the Senate.*

### MOTIONS AND RESOLUTIONS

By Mr. Harris:

*Resolved*, We do hereby condemn the actions of certain parties on the outside who offered a resolution to destroy the power of the Speaker as to committees that should be appointed, and we have full faith in the honesty and integrity of our Speaker and absolutely refuse to stand by any proposition that belittles him.

Resolution adopted.

By Mr. Cole:

Assembly Resolution and Memorial, relative to the imprisonment of M. R. Preston.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

### INTRODUCTION AND FIRST READING

By White Pine Delegation:

Assembly Bill No. 63—An Act to amend 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 and to repeal certain Acts relating thereto,' approved March 23, 1891, and to all Acts amendatory thereof and to provide for a state license upon the business of disposing at retail or wholesale of spirituous, malt or vinous liquors in this State, and provide penalties for violation thereof," approved March 15, 1905.

On motion of Mr. Baird, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Cole:

Assembly Bill No. 64—An Act to provide for the conditional sale of

railroad and street railway equipment or rolling stock, to regulate the making and recording of contracts therefor and declarations of the payment or performance thereof, and to authorize their recordation in the office of the Secretary of State.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

Senate Bill No. 29.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 15.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Barnes, Davis of Humboldt, Ferguson, and Schoer—4.

Assembly Bill No. 21.

On motion of Mr. Cole, duly seconded, the amendments to Assembly Bill No. 21 were adopted.

Mr. Cole moved, and was duly seconded, that the Chief Clerk insert the amendments.

Carried.

On motion of Mr. Cole, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Cole moved, and was duly seconded, to strike out the words and figures "125," and substitute "120" in line 11 of the printed bill.

Carried.

Assembly Bill No. 21 passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Bachenberg, Ferguson, Friedhoff of Lyon, and Mr. Schoer—4.

On motion of Mr. Forman, duly seconded, the House recessed until 2 p. m.

House recessed at 12:05 p. m.



## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Ferguson and Schoer, who were excused.

## PRESENTATION OF PETITIONS

Petitions in the interest of the moral welfare of the State.

On motion of Mr. Buol, duly seconded, the petitions were referred to the Public Morals Committee.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Esmeralda Delegation has had Senate Bill No. 31 under consideration, and begs leave to report the same without recommendation.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations has had Senate and Assembly Joint Resolution No. 1 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES, *Chairman.*

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 28 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bills Nos. 37 and 42 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 46, and begs leave to report favorably on the same, with the recommendation that it do pass as amended, and we recommend that this bill be amended as follows: Section 1, first line, after the word "person," insert the word "hereafter;" and in the second line of said section 1, after the word "bond," insert therein "for the faithful performance of his duties"; also, line 7 of said section 1, after the word "approve," insert the words "or disapprove."

Also, Assembly Bill No. 17, and begs leave to report the annexed bill as a substitute therefor, with the recommendation that the substitute bill do pass.

WM. FORMAN, *Chairman.*

## MINORITY REPORT, BY MR. GARDINER

*To the Honorable the Assembly of the State of Nevada:*

The undersigned, a minority of one, of your Committee on Judiciary, begs leave to report unfavorably upon Assembly Bill No. 17 and the substitute therefor, and to recommend that it do not pass, for the following reasons:

Because the statute, as it now stands has been in existence for more than 51 years, having been passed at the first session of the Territorial Legislature. It was good enough for the people of this country at the time Nevada was welcomed into the Union to preserve the integrity of the Union; it was good enough for the people of this country when the salvation of a stream of Nevada gold maintained the credit of the Nation.

Because a six months' residence, under all of our statutes, is sufficient for the prosecution of any civil right, wherever it accrued, and there is no logical reason for making a different rule in divorce cases.

Because our statute is now 75 per cent closer to the proposed uniform divorce law than are the statutes of the States, to escape the rigor of whose laws those unfortunately married seek the relief Nevada affords. Let such States take the first step toward uniformity, and the people of those States will not find it necessary to look to Nevada for assistance.

Because, in maintaining our laws as they now are, we are giving to people unfortunately married prompt relief and shaming the harshness of the archaic laws of other States.

Because, to pass this bill is to admit the justice of the malicious criticism our laws have received from certain Eastern States, and to prostrate ourselves before the self-sufficiency of their own harsh laws, instead of standing like red-blooded Westerners for the inviolate preservation of our own laws which have stood the test of more than half a century.

Because the tendency of modern legislation, both in this country and in England (where a commission recently reported in favor of more liberal divorce laws), is toward progressive legislation in this respect, and the bill submitted is a step backward, rather than forward.

Because the bill admits that an early divorce is proper and right by giving such remedy upon six months' residence where the cause of action arises in this State, and, this being admitted, there can be no logic in denying relief within that time to those whose cause of action arose out of the State.

Because to give those whose cause of action arose within the State a remedy in six months and to deny it to those whose causes arose out of the State is to deny to the people of those States the equal protection of our laws. While this may not be so in the strict constitutional sense, it certainly is true in fact, and I consider this harsh, unjust, un-American and cowardly.

Because the States of Idaho and Texas now have six-months statutes and such statutes are in contemplation by Utah and New Mexico, and by standing with those States in a persistent defiance of the harsh laws of certain Eastern States we are advancing the cause of a uniform divorce law by keeping their harshness constantly before the public and hastening the time when they will be driven to give to their citizens a fair law, while to lie down before their tirades is simply to retard the day of the reformation of the laws of such States and the day of a uniform divorce law throughout the country.

Because the effect of the passage of this bill will be disastrously felt by the people of Washoe County, whom it most concerns, and because the opinion of the Washoe Delegation, as is customary in matters concerning one county, should be most carefully weighed by the Legislature.

Because this bill, affecting so strongly the interests of Washoe County, has not been referred to the delegation from that county, nor has any expression of opinion from that delegation been considered.

And, finally, because the time in which said bill is to go into effect, January 1, next, is particularly harsh to Washoe County.

WM. M. GARDINER.

On motion of Mr. Kinghorn, duly seconded, the report of the committee on Assembly Bill No. 17 was received and adopted.

Mr. Kinghorn moved, and was duly seconded, that Substitute for Assembly Bill No. 17 be referred to the Committee on Public Morals.

Roll-call demanded on motion of Mr. Kinghorn.

Lost by the following vote (Mr. Davis of Humboldt changing his vote from nay to aye):

YEAS—Messrs. Adams, Bachenberg, Buol, Davis of Humboldt, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kinghorn, Mighels, Oliver, Preston, Swezy, Tranter, Welshons, Winslow, and Mr. Speaker—23.

NAYS—Messrs. Baird, Barnes, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Eureka, Forman, Goodman, Grimes, Haight, Harrington, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Price, Reynolds, Russell, Sullivan, Todd, Williams, Wilson, and Wright—28.

Absent—Messrs. Ferguson and Schoer—2.

Mr. Lozano moved, and was duly seconded, that Assembly Bill No. 17 and substitute be made a special order for 2 p. m., Friday, February 7, 1913.

Mr. Harris moved, as an amendment to the motion, that Assembly



Bill No. 17 be made a special order for Friday, February 7, 1913, at 11:30 a. m.

Amendment carried, and motion carried as amended.

#### PRESENTATION OF PETITIONS

Petitions from Washoe County on divorce.

On motion of Mr. Mighels, duly seconded, the petitions were sent to Public Morals Committee.

On motion of Mr. Cole, duly seconded, the Committee on Public Morals was requested and instructed to report the petitions back before 11:30 a. m., Friday, February 7, 1913.

#### MOTIONS AND RESOLUTIONS

By Mr. Harrington:

*Resolved*, That there is hereby created a special committee of the Assembly, to be known as the Committee on Taxation, whose duties shall be the drafting of measures relating to the raising of state revenues, and to whom shall be referred all bills relative thereto; such bills to be further referred to the Committee on Ways and Means. Said committee shall be appointed in the usual manner, and shall consist of seven members. This committee shall be also authorized to act jointly with any like committee of the Senate.

Resolution adopted.

#### INTRODUCTION AND FIRST READING

By Mr. Reynolds:

Assembly Bill No. 65—An Act to protect the wages of labor and providing penalties for the violation of the same.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 14.

On motion of Mr. Holmes, duly seconded, Assembly Bill No. 14 was laid on the table.

On motion of Mr. Haight, duly seconded, the House adjourned to Thursday, February 6, at 11 a. m.

House adjourned at 3 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE EIGHTEENTH DAY

CARSON CITY (Thursday), February 6, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Ferguson, McCarthy, and Schoer, who were excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

Journal of the previous day read and approved with corrections.

On motion of Mr. Cole, duly seconded, the word "dollars" was stricken off of the amendment of Mr. Cole on Assembly Bill No. 21.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Claims has had Senate Bill No. 25 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Banks and Banking has had Assembly Bill No. 55 under consideration, and begs leave to report that it should be amended as follows: Strike out in the fourth line the words "ten" and figures "10" and insert the words "twelve" and figures "12"; and recommends that when so amended the bill do pass.

W. C. GRIMES, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 6 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 50 under consideration, and begs leave to report favorably on the same with the recommendation that it do pass with the following amendments:

1. That the title of said bill be amended to read as follows: An Act to amend an Act entitled "An Act to amend section 1 of an Act to amend an Act entitled 'An Act to regulate the settlement of estates of deceased persons,' approved March 23, 1897," and as amended and approved March 16, 1899, approved March 6, 1901, the Act amended hereby having been approved March 23, 1903, and being section 6116 of the Revised Laws of Nevada, 1912.

2. That a comma be inserted after the word "issue" in line 34 of page 2 of the printed copy of said bill.

3. That the word "or," occurring twice in line 36 of page 2 of the printed copy of said bill, be stricken out and in each instance, the word "nor" be substituted therefor.

4. That the word "this" in line 55 of page 3 of the printed copy of said bill, be changed to the word "his."

5. That the eighth paragraph of said bill be changed to the ninth paragraph and vice versa; and that the words "as amended" Stats. 1899, 113; 1901, 44; 1903, 218, be stricken out from what was paragraph eight of the original bill as submitted.

WM. FORMAN, *Chairman.*



On motion of Mr. Oliver, duly seconded, Senate Bill No. 31 was referred to Committee on Ways and Means.

#### NOTICE OF BILLS

Mr. Sullivan gave notice that he would, at some future day, introduce a bill to provide for the deposit of state moneys in the state and national banks throughout the State of Nevada, providing for the security of such deposits and the payment of interest thereon by depositories.

#### INTRODUCTION AND FIRST READING

By Mr. Davis of Humboldt:

Assembly Bill No. 66—An Act to prevent the obtaining of labor under false representation or pretense, and prescribing a penalty therefor.

On motion of Mr. Davis of Humboldt, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Fitzgerald of Elko:

Assembly Bill No. 67—An Act to provide for the construction of a public highway, and making an appropriation therefor.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

By Lincoln Delegation:

Assembly Bill No. 68—An Act to repeal an Act entitled "An Act to fix the salary of the Justice of the Peace of Caliente Township, Lincoln County, State of Nevada," approved March 13, 1911.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lincoln Delegation.

By Lincoln Delegation:

Assembly Bill No. 69—An Act to amend an Act entitled "An Act authorizing the appointment of extra Deputy Sheriffs in and for Lincoln County, Nevada, fixing their salaries and other matters relating thereto," approved March 8, 1905.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lincoln Delegation.

By Mr. Davis of Nye:

Assembly Bill No. 70—An Act making proof of injury inflicted by explosions of all or any kind of explosives in surface workings of mines *prima facie* evidence of negligence.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Welshons:

Assembly Joint and Concurrent Resolution No. 4, proposing to amend section 1 of article 15 of the Constitution, pertaining to the seat of government.

Mr. Welshons moved, and was duly seconded, that the rules be suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Ways and Means.

Mr. Harrington moved, and was duly seconded, to amend the motion by referring Assembly Joint and Concurrent Resolution No. 4 to Committee on State Institutions.

Amendment carried and motion carried as amended.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 46.

Mr. Russell moved that rules be suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Gardiner moved, and was duly seconded, to refer Assembly Bill No. 46 to Judiciary Committee.

Carried.

Assembly Bill No. 42.

On motion of Mr. Brandon, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Davis of Nye, Ferguson, Kinghorn, McCarthy, Preston, and Schoer—7.

The Sergeant-at-Arms announced a message from the Senate.

On motion of Mr. Russell, duly seconded, the House recessed until 2 p. m.

House recessed at 12:05 p. m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Ferguson, Grimes, Liddell, McCarthy, and Sullivan, who were excused.

Roll-call of attachés.

All present.

#### INVITATION

The members of the Assembly, the attachés and their ladies are cordially invited to attend a social gathering at the Sagebrush Club this evening. The entertainment will be in charge of the ladies. Trouble begins at 8 o'clock and its closing is rather indefinite.

L. F. ADAMSON, *Secretary*.

Invitation accepted with thanks.

#### SPECIAL ORDER

The consideration of the vetoed bills and accompanying message was taken up.



MESSAGES FROM THE GOVERNOR, VETOING BILLS OF  
TWENTY-FIFTH SESSION

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 60, entitled "An Act to secure to mechanics, artisans, miners, laborers, and other persons, immediate payment of their wages upon being discharged, or who, not having a contract, voluntary terminate their service with their employer; to provide for judgment and execution in suits brought under this Act, and to repeal any and all Acts in conflict herewith."

My objection to this bill lies in this, that the grievance for which remedy is sought could have been properly covered by a fair, just and reasonable measure; and a bill of such character would have met with my approval. The remedy for such grievance, provided for in this bill, however, is arbitrary, vicious and extreme; and contrary to established principles of justice, in which the circumstances and equities involved in such cases may be inquired into by the courts and a measure of justice awarded on the findings.

While I am persuaded that some rational legislation on this subject is desirable to protect and insure employees in securing their wages, certain provisions of the new civil and criminal codes will go far towards improving existing conditions with respect to redress, and as well, certain other Acts of the Legislature which I have approved.

Respectfully submitted, TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—48.

Absent—Messrs. Davis of Nye, Ferguson, Grimes, McCarthy, and Schoer—5.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 149—"An Act to limit the number of non-English speaking aliens to be employed in or about mines, mills, smelters or other plants or works for the reduction, concentration, or refining of ores or metals, so as to better preserve the health and protect the safety of those engaged in such work or occupation, and to provide penalties for the violation of this Act."

My objection to this bill lies in the fact that it is in conflict with the existing treaties entered into by the Government of the United States with foreign nations, and which the Legislature of this State has no power to abrogate, modify, or set aside, and under which treaties foreigners admitted into this country are guaranteed, so far as any law or statute may be enacted, the same rights and privileges, other than the right of franchise, as the citizens of our own country, except in special instances covered by such treaties.

Respectfully submitted, TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

Absent—Messrs. Ferguson, Grimes, Harris, Kinghorn, McCarthy, Schoer, and Sullivan—7.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 113, entitled "An Act to prohibit the procuring of intoxicating liquors by Indians, and prescribing a penalty therefor."

My objection to this bill lies in the fact that it is a departure from the practice now obtaining in this and other States, under which it is a crime for a civilized person to sell or give intoxicating liquors to an Indian, by making it, also, a crime for the Indian to "knowingly purchase, accept or in any manner procure" the same.

Without the civilized person supplies an Indian with liquor and thereby commits a crime, the Indian has little opportunity of procuring it except by theft, and in which case the Indian commits a punishable crime.

I am persuaded that it is not justice, considering the status and characteristics of the Indian, to make him co-criminal with his civilized tempter. Moreover, such an Act would render the practice of selling liquor to Indians more difficult to punish, by reason of the fact that the Indian could rely upon his statutory right to refuse to testify against the person selling him the liquor, on the ground that it would tend to incriminate himself. By leaving the law as covered by section 242 of the new criminal code, the ability of the State to convict and punish the real criminal will be enhanced, instead of lessened, as I believe it would be by this bill.

Respectfully submitted,

TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

Absent—Messrs. Bachenberg, Buol, Davis of Nye, Ferguson, Grimes, Harris, Kinghorn, McCarthy, Preston, Schoer, and Sullivan—11.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 274 entitled "An Act supplementary to an Act concerning crimes and punishments"

My objection to this bill lies in the fact that its provisions are substantially covered by sections 430 and 457 of the new criminal code, and that its approval will result in confusion.

The care with which the new criminal code has been prepared and the eminent authorities compiling it constrains me to believe it best to disapprove any and all Acts in conflict therewith, or touching the same subject-matter covered by said code, unless there be urgent reasons to the contrary.

Respectfully submitted,

TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

Absent—Messrs. Adams, Bachenberg, Davis of Nye, Ferguson, Grimes, Kinghorn, McCarthy, Oliver, Preston, Schoer, and Sullivan—11.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without approval, Assembly Bill No. 144, entitled "An Act fixing salaries for certain ex officio officers and ex officio duties now imposed on certain state officers and for which no compensation is provided."



My objection to this bill is based entirely upon the conviction that the salary of any elective officer of the State should be fixed previous to his election, unless the question of raising the salary of such elective officer has been made a plank in the platform of both political parties, or in the platform of the one electing the majority of the Legislature, so that the people of the State have had an opportunity of expressing their approval. If at the next election of the Legislature the dominant political party at such election, or both political parties, should incorporate in their platforms such proposal, and thereafter the Legislature should pass such an Act. I would not withhold my approval. Or, if at the next session of the Legislature, a bill should pass providing for a just increase of the salaries of the State's elective officers, to take effect when the successors of the present state officers are installed, I would not withhold my approval. I am convinced that the salary of neither the Governor, Secretary of State, Controller, State Treasurer, Surveyor-General and Superintendent of Public Instruction is a fair, just and reasonable compensation for their services, and more especially in view of the large expense incident to election. There should be a general readjustment of the salaries of the public officials in this State by the next Legislature, and which should include an examination of what deputies, clerks, and employees are necessary in each of the several branches of the State Government, what just compensation they should receive, and the elimination of all such as are unnecessary.

Respectfully submitted,

TASKER L. ODDIE, *Governor*.

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Harrington, Hash, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Price, Reynolds, Russell, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—36.

Absent—Messrs. Adams, Bachenberg, Davis of Nye, Feely, Ferguson, Grimes, Haight, Harris, Holmes, Kelliher, Kinghorn, McCarthy, Oliver, Preston, Schoer, Sullivan, and Welshons—17.

*To the Honorable the Secretary of State.*

I herewith deposit with you, without my approval, Assembly Bill No. 36, entitled "An Act to provide for the semimonthly payment of wages."

My objection to this bill lies in the conviction that there seems to be no general demand for it and no substantial reasons have been presented why it is desirable. On the other hand many reasons occur to me why the bill would be disadvantageous. Without any substantial data before me from which I may quote in support thereof, yet I am persuaded that the average workman who receives his compensation monthly applies it better to the advantage of himself and family than he would if paid weekly or semimonthly. This is particularly true, I think, of the employee addicted to intemperance. Our commercial system generally is adjusted to the monthly payment of wages, which would have to be readjusted to the proposed law requiring semimonthly payments, leading to some needless disorganization of ordinary industrial and commercial affairs.

Respectfully submitted,

TASKER L. ODDIE, *Governor*.

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, Lee, Liddell, Lozano, Mighels, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—39.

Absent—Messrs. Bachenberg, Davis of Nye, Ferguson, Fitzgerald of Elko, Grimes, Harrington, Harris, Kelliher, LaPoint, McBride, McCarthy, Oliver, Schoer, and Sullivan—14.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 132, entitled "An Act concerning crimes and punishments."

My objection to this bill lies in the fact that its provisions are substantially covered by section 442 of the new criminal code, and that its approval will result in confusion. The care with which the new criminal code has been prepared, and the eminent authorities compiling it, constrains me to believe it best to disapprove any and all Acts in conflict therewith, or touching the same subject-matter covered by said code, unless there be urgent reasons to the contrary.

Respectfully submitted,

TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Goodman, Haight, Hash, Hummel, Hunter, Hussman, Kearns, Kinghorn, Lee, Liddell, Lozano, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—35.

Absent—Messrs. Bachenberg, Davis of Nye, Ferguson, Fernald, Friedhoff of Lyon, Gardiner, Grimes, Harrington, Harris, Holmes, Kelliher, LaPoint, Mighels, McBride, McCarthy, Oliver, Schoer, and Sullivan—18.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 89, entitled "An Act to amend section one of an Act entitled 'An Act prohibiting gambling, providing for the destruction of gambling property, and other matters relating thereto,' approved March 24, 1909."

My objection to this bill, lies in the fact that its provisions are substantially covered by section 253 of the new criminal code. Said bill and the section mentioned are precisely similar in wording, save in one particular, to wit, said section 253 of the criminal code, relating to slot machines, reads as follows: "Or to play, maintain or keep any slot machine played for money or for checks or tokens redeemable in money, or played for chance." The words "or played for chance" are omitted from said bill, and the approval of this bill would have the effect of eliminating these words from section 253 of the code, and thus permit the conduct of slot machines in the State where drinks, cigars or merchandise is the winning.

The care with which the new criminal code has been prepared, and the eminent authorities compiling it, constrains me to believe it best to disapprove any and all Acts in conflict therewith, or touching the same subject-matter covered by said code, unless there be urgent reasons to the contrary.

Respectfully submitted,

TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, Lee, Liddell, Lozano, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—38.

Absent—Messrs. Bachenberg, Davis of Nye, Ferguson, Friedhoff of Lyon, Grimes, Harris, Hummel, LaPoint, Mighels, McBride, McCarthy, Oliver, Schoer, Sullivan, and Welshons—15.

The Sergeant-at-Arms announced a message from the Senate.

Message received.

Messrs. Harrington, Barnes, and Wilson were excused by the Chair.



*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 222 entitled "An Act to amend section two of an Act to amend section one hundred and nine of 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,' etc."

My objection to this bill lies in the fact that at the close of the legislative session I had choice of approval between this bill and Assembly Bill No. 138, covering the same subject-matter, but conflicting in terms. This bill provides for a division of the revenue derived from poll taxes equally between the State and the counties, while Assembly Bill No. 138, which I have approved, provides that all poll-tax receipts shall be retained by the counties. Assembly Bill No. 210, creating a State General Road Fund for the employment of convicts on the public roads and highways, was amended by the Senate striking out the provision that one-third of the poll-tax receipts should go into this fund, and the remaining two-thirds be retained by the counties, on the contention that all the poll-tax receipts should be retained by the several counties for road improvement, under the terms of the constitutional amendment adopted by the vote of the people on November 8, 1910. I am constrained to believe that the Honorable Senate was unconscious of the passage on March 15, one day earlier, of this Act, giving one-half of the said revenue to the State. I therefore withhold my approval of this bill, and for the further reason that if approved, while \$20,000 of the revenue derived by the State from its operations could be used under the provisions of said Assembly Bill No. 210, approximately \$40,000 additional, during the next two years, would accumulate in the State Treasury and be unavailable for any purpose until a succeeding session of the Legislature provided for its disbursement.

Respectfully submitted,                      TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—43.

Absent—Messrs. Barnes, Davis of Nye, Ferguson, Grimes, Harrington, LaPoint, McCarthy, Schoer, Sullivan, and Wilson—10.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 74, entitled "An Act regulating contracts, leases, and conditional sales of personal property and providing for the recording thereof."

My objection to this bill lies in the conviction, after giving it careful study, that the benefits in certain instances arising from its operations would be offset by new forms of fraud to which it would give rise, inasmuch as the bill does not require that the recorded instrument shall be accompanied with any affidavit to the effect that the contract or agreement is made in good faith and given for a debt actually owing, and is not made to hinder, delay or defraud any creditor. It is conclusive to me that the bill would have an injurious effect upon certain forms of commercial transaction, such as the sale of furniture, pianos, and certain other articles on the installment plan, found in practice to be of public benefit by enabling the average citizen to acquire valuable and necessary property which he would not likely acquire otherwise. The making of such transactions a matter of public record would tend to lessen the number of the same by reason of the average citizen's dislike to the publicity of his indebtedness. I am convinced, therefore, that the benefits arising from the operations of the bill would be more than counterbalanced by the injurious effects I have indicated. I therefore withhold my approval.

Respectfully submitted,                      TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Baird, Buol, Cole, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Lee, Lozano, Mighels, Oliver, Price, Reynolds, Russell, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—33.

Absent—Messrs. Bachenberg, Barnes, Davis of Humboldt, Davis of Nye, Ferguson, Friedhoff of Washoe, Grimes, Harrington, Kearns, Kinghorn, LaPoint, Liddell, McBride, McCarthy, Preston, Schoer, Sullivan, Swezy, Todd, and Wilson—20.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 115 entitled "An Act to provide for the encouragement of the raising of sugar beets, the manufacture of beet sugar, and to provide a compensation therefor, and to make an appropriation therefor."

My objection to this bill is that it is in violation of section 9, article 8 of the Constitution of Nevada, which declares that "the State shall not donate or loan money or its credit, subscribe to or be interested in the stock of any company, association or corporation, except corporations formed for educational or charitable purposes."

While I am in sympathy with this proposed bounty in aid and support of an industry which I believe is of enormous importance to the development and upbuilding of the State, the inhibition of the Constitution is so clear upon the subject that I am compelled to withhold my approval.

Respectfully submitted,

TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Hash, Hummel, Hussman, Kearns, Kelliher, LaPoint, Lee, Lozano, Mighels, Oliver, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—35.

Absent—Messrs. Bachenberg, Barnes, Davis of Nye, Ferguson, Forman, Grimes, Harrington, Harris, Holmes, Hunter, Kinghorn, Liddell, McBride, McCarthy, Preston, Price, Schoer, and Wilson—18.

*To the Honorable the Secretary of State:*

I herewith deposit with you, without my approval, Assembly Bill No. 109 entitled "An Act for the aid and benefit of the State Agricultural Society."

My objection to this bill is that the State in recent years has not received adequate benefit from appropriations made in its support, and that pending a complete reorganization of the said society, so that it shall become an agricultural society in fact as well as name, where a *bona fide* State Agricultural Fair may be held for the competitive exhibit of the State's agricultural products, the State can well forego this expense.

Respectfully submitted,

TASKER L. ODDIE, *Governor.*

Veto of foregoing bill sustained, the question being "Shall the bill pass, notwithstanding the objections of the Governor?":

YEAS—None.

NAYS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—42.



Absent—Messrs. Bachenberg, Barnes, Ferguson, Gardiner, Grimes, Harrington, McBride, Preston, Price, Sullivan, and Wilson—11.

On motion of Mr. Harris, duly seconded, the House adjourned to 11 a. m., February 7, 1913.

House adjourned at 3:40 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

THE NINETEENTH DAY

CARSON CITY (Friday), February 7, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Ferguson, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

Journal of the previous day read and approved.

On motion of Mr. Harrington, duly seconded, further reading of the Journal was dispensed with.

PRESENTATION OF PETITIONS

CARSON CITY, February 6, 1913.

*To the Honorable Assembly of the State of Nevada:*

At a meeting of the Woman's Guild of St. Peter's Episcopal Church, Carson City, held this day, the following resolution was passed by a unanimous vote:

*Resolved*, That the members of this guild favor the enactment of the law extending the period of residence before divorce proceedings are commenced, from six months to one year; and that the secretary be instructed to transmit this resolution to the Senate and Assembly, with the request to take favorable action upon the measure now before the Legislature.

MILLIE JAMES BURLINGTON, *President*.  
LENA EPSTINE, *Secretary*.

On motion of Mr. Forman, duly seconded, the petition was referred to Committee on Public Morals.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bill No. 29 under consideration, and begs leave to report the same back with the recommendation that it be returned to the Senate for the correction of its title.

Also, Assembly Bill No. 34, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bills Nos. 22 and 52, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Bill No. 19, and begs leave to report favorably on the same, with the recommendation that it do pass with the following proviso added at the conclusion of section 2 of said Act, to wit: *Provided*, that nothing herein contained shall be so construed as to authorize or permit any corporation formed under the provisions of this Act to decrease its capital stock to less than one hundred thousand dollars.

Also, Assembly Bill No. 51, and begs leave to return the same with the attached substitute, with the recommendation that the substitute take the place of the original bill and that the substitute do pass.

WM. FORMAN, *Chairman*.

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. B. FITZGERALD, *Chairman*.



*Mr. Speaker:*

Your Committee on Public Morals has had petitions on Assembly Bill No. 17 under consideration, and begs leave to report that this committee has examined said petitions and finds that they are practically the same as the printed copies which were placed on the desk of each member of the Assembly a few days ago and recommends that they be placed on file.

R. M. PRESTON, *Chairman*.

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 61 under consideration, and reports the same with the recommendation that it be referred back to the Committee on Judiciary.

Also, Assembly Bill No. 59 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

C. B. WELSHONS, *Vice-Chairman*.

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 54 under consideration, and begs leave to report favorably on the same with the recommendation that the following amendments thereto be adopted: Amend section 1 by striking out all thereof after the word "apply," in line 8 of the printed bill, and inserting in lieu thereof the following words: "to railroads not maintaining regular night-train schedules nor to locomotives going to or returning from repair shops when ordered in for repairs." With this amendment we recommend that the bill do pass.

GEO. A. COLE, *Chairman*.

On motion of Mr. Cole, duly seconded, the petition to which Mr. Bachenberg has referred was sent to Committee on Public Morals with instructions to report immediately.

On motion of Mr. Gardiner the House recessed for three minutes.  
House recessed at 11:25 a. m.

## HOUSE IN SESSION

At 11:28 a. m.

Mr. Speaker in the chair.

### SPECIAL ORDER

Assembly Bill No. 17.

Mr. Bachenberg moved, and was duly seconded, that special order on Assembly Bill No. 17 be vacated and made special order for Monday at 2 p. m., February 10, 1913.

Roll-call demanded.

Motion lost by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Davis of Humboldt, and Swezy—5.

NAYS—Messrs. Barnes, Buol, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

Absent—Messrs. Ferguson and Schoer—2.

On motion of Mr. Cole, rules suspended, Substitute for Assembly Bill No. 17 considered engrossed, and placed on third reading and final passage.

On motion of Mr. Forman, duly seconded, the second word in last line of first page of original bill changed from "of" to "or."

Mr. Haight moved that the word "first" in section 3 of Substitute for

Assembly Bill No. 17 be amended to read "last" and the word "January" in the same section be amended to read "December."

Roll-call demanded.

Amendment lost by following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Davis of Humboldt, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Holmes, Hummel, Hunter, Kearns, Kinghorn, Mighels, Oliver, Preston, Swezy, Tranter, Welshons, Winslow, and Mr. Speaker—26.

NAYS—Messrs. Barnes, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Eureka, Forman, Grimes, Hash, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Williams, Wilson, and Wright—26.

Absent—Mr. Ferguson.

Roll called on Substute for Assembly Bill No. 17, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Eureka, Goodman, Grimes, Haight, Harris, Hash, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Williams, Wilson, and Wright—30.

NAYS—Messrs. Adams, Bachenberg, Buol, Davis of Humboldt, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Harrington, Holmes, Hummel, Hunter, Kearns, Kinghorn, Mighels, Oliver, Preston, Swezy, Tranter, Welshons, Winslow, and Mr. Speaker—22.

Absent—Mr. Ferguson.

On motion of Mr. Forman, duly seconded, the House adjourned until Monday, February 10, 1913, at 11 a. m.

House adjourned at 12:20 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE TWENTY-SECOND DAY

CARSON CITY (Monday), February 10, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Hussman, Schoer, and Swezy, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

The Sergeant-at-Arms announced a message from the Senate.

Journal of the nineteenth day was read and approved.

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Joint and Concurrent Resolution No. 5, relative to amending section 3 of article 9 of the Constitution of the State of Nevada, which passed the Senate this day by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 44—An Act to amend an Act entitled "An Act relating to the organized and to the enrolled militia," and to repeal certain Acts in conflict therewith—which passed the Senate this day by the following vote, as amended: Yeas, 19; nays, 1; excused, 2.

Also, Senate Bill No. 38—An Act to provide books, equipment, and materials free of charge to the pupils of the public schools, and to provide for and encourage the economic use thereof, and fixing penalties for its infraction, and repealing an Act in conflict herewith—which passed the Senate this day by the following vote, as amended: Yeas, 22; nays, none.

Also, Senate Bill No. 33—An Act to amend an Act entitled "An Act providing for the incorporation of cities, their classification, the establishment and alteration of their boundaries, the government and disincorporation thereof, and repealing all Acts and parts of Acts in conflict herewith," approved March 27, 1907—which passed the Senate this day by the following vote: Yeas, 17; nays, 2; excused, 3.

Also, Joint and Concurrent Resolution No. 1, which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Joint and Concurrent Resolution No. 2, which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 11, which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Substitute for Senate Bill No. 23—An Act in relation to pandering, to define and prohibit the same, to provide for the punishment thereof, and for the competency of certain evidence at the trial thereof—which passed the Senate this day by the following vote, as amended: Yeas, 17; nays, 1; excused, 4.

Also, Senate Bill No. 16—An Act supplemental to "An Act to regulate the sale of state law books," approved March 5, 1907—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, petition from Winnemucca ordered transmitted to the Assembly.

Also, Senate Bill No. 32—An Act authorizing the Board of County Commissioners of the various counties in the State to acquire real estate and to sink, or cause to be sunk, thereon artesian wells and making the expense thereof a legal charge against the county—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Assembly Bill No. 32, which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Assembly Bill No. 8 with Senate Substitute for same, which passed the Senate this day by the following vote: Yeas, 22; nays, none.

SOL HILP,  
*Assistant Secretary of the Senate.*

### MOTIONS AND RESOLUTIONS

By Mr. Harrington:

*Resolved*, That it shall be the duty of the General Investigation Committee, heretofore provided for by resolution and appointed by the Assembly to act with a like committee of the Senate, to investigate such matters bearing on the administration of any state office or institution as, in the interests of economy and efficiency, may seem necessary to the committee to investigate, excepting the Judicial Department of the State Government.

Said committee shall have power to administer oaths, issue subpoenas, compel the attendance and testimony of witnesses, and the production of books and papers.

Said committee may order the attendance of such attaché of the Assembly as it may deem necessary to aid it in its work.

Resolution adopted.

### INTRODUCTION AND FIRST READING

By Mr. Davis of Nye:

Assembly Bill No. 71—An Act to require that salaries and wages of married men in certain cases shall not be assigned except by an instrument in writing signed by the wife; providing for a certificate to protect the party on whom the assignment is made, and creating a penalty for a false statement in such certificate.

On motion of Mr. Davis, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Davis of Nye.

Assembly Bill No. 72—An Act to improve the health and morals of women employed in manufacturing, mechanical and mercantile establishments and laundries.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Liddell:

Assembly Bill No. 73—An Act authorizing the County Commissioners of Lander County, Nevada, to appoint a night watchman for the town of Battle Mountain upon receipt of petition therefor; to fix the salary of night watchman and prescribing what said petition shall contain.

On motion of Mr. Liddell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lander Delegation.

By Mr. Williams:

Assembly Bill No. 74—An Act to prohibit illicit resorts from advertising their places of business in theaters and on the public streets, and prohibiting others from receiving such advertisements, and prescribing a penalty for the violation of this Act.

On motion of Mr. Williams, duly seconded, the rules were suspended,



reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Mr. Forman:

Assembly Bill No. 75—An Act to amend an Act entitled "An Act to regulate the fees and compensation for official and other services in the State of Nevada," approved February 27, 1883.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Forman:

Assembly Bill No. 76—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.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Hummel:

Assembly Bill No. 77—An Act to limit the number of non-English-speaking persons to be employed in or about mines, mills, smelters, and other plants or works for the reduction, concentration or refining of ores or metals, so as to better preserve the health and protect the safety of those engaged in such work or occupation, and to provide penalties for the violation of this Act.

On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

By Mr. Adams:

Assembly Bill No. 78—An Act authorizing the counties of this State, at their local option, by a majority vote of the qualified electors of any such county, at general or special elections, to legalize under certain conditions and restrictions and for certain licenses and revenues, the carrying on, conducting, operating and playing at games and gaming devices otherwise prohibited by law, and repealing any and all parts of Acts in conflict herewith.

On motion of Mr. Adams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

#### GENERAL FILE AND THIRD READING

Senate and Assembly Joint Memorial and Resolution No. 1.

On motion of Mr. Kinghorn, rules were suspended, resolution placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Bachenberg, Hussman, Kearns, Schoer, Swezy, and Winslow—6.

Assembly Bill No. 38.

On motion of Mr. Liddell, duly seconded, Assembly Bill No. 38 was placed at the bottom of the file.

On motion of Mr. Holmes, duly seconded, recess was taken until 2 p. m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Bachenberg, Kearns, Schoer, and Swezy, excused.

Roll-call of attachés.

All present.

GENERAL FILE AND THIRD READING

Senate Bill No. 25.

Rules suspended, bill placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—48.

NAYS—None.

Absent—Messrs. Bachenberg, Kearns, Schoer, Swezy, and Winslow—5.

Assembly Bill No. 6.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 6 was laid on the table.

Assembly Bill No. 37.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 37 was laid on the table.

Assembly Bill No. 38.

On motion of Mr. Liddell, duly seconded, Assembly Bill No. 38 was placed at the bottom of the file.

On motion of Mr. Russell, duly seconded, Assembly Bill No. 38 was recommitted to Committee on Judiciary.

Assembly Bill No. 34.

On motion of Mr. Hummel, duly seconded, Assembly Bill No. 34 was indefinitely postponed.

Assembly Bill No. 59.

On motion of Mr. Williams, duly seconded, Assembly Bill No. 59 was referred to Committee of the Whole.

Assembly Bill No. 55.

On motion of Mr. Mighels, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Mighels, duly seconded, amendment offered by committee adopted.

On motion of Mr. Mighels, duly seconded, lines 3 and 10 of the printed bill were amended by striking out the words "in writing."

The Sergeant-at-Arms announced a message from the Senate.



Roll called on Assembly Bill No. 55, and passed by the following vote:

YEAS—Messrs. Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Harrington, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—40.

NAYS—Messrs. Adams, Baird, Buol, Gardiner, Goodman, Haight, and Hash—7.

Absent—Messrs. Bachenberg, Harris, Kearns, Schoer, Swezy, and Winslow—6.

On motion of Mr. Williams, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bill No. 59.

House resolved itself into Committee of the Whole at 2:55 p. m., with Mr. Harrington in the chair.

## HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 59 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass.

W. P. HARRINGTON, *Chairman.*

Assembly Bill No. 59.

On motion of Mr. McBride, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Harris, Kearns, Preston, Schoer, Sullivan, Swezy, and Winslow—8.

Assembly Bill No. 52.

On motion of Mr. Oliver, rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Kinghorn moved and was duly seconded to amend Assembly Bill No. 52 in line 6 of the printed bill after the word "report," by inserting the words "to the lessor"

Carried.

Roll called on Assembly Bill No. 52, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Harrington, Harris, Kearns, Schoer, Swezy, and Wright—7.

Assembly Bill No. 30.

On motion of Mr. Reynolds, duly seconded, rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Reynolds offered an amendment to add another section, which shall be section 2:

SEC. 2. All receipts for poll taxes shall hereafter be furnished by the respective counties instead of the State Controller and it is hereby made the duty of the County Auditor and County Clerk of each of the counties of the State jointly to order or cause to be printed from time to time such poll-tax receipts as are needed in the county. All poll-tax receipts issued by the County Assessor of any county within the State shall be signed by him.

Amendment adopted.

On motion of Mr. Reynolds, duly seconded, the vote on amendment to Assembly Bill No. 30 was rescinded.

On motion of Mr. Reynolds, duly seconded, the words "SEC. 2" of the amendment were stricken out and the amendment added to section 1 of the original bill and amendment adopted.

On motion of Mr. Fitzgerald of Eureka, duly seconded, Assembly Bill No. 30 was placed at bottom of file.

Assembly Bill No. 54.

On motion of Mr. McBride, duly seconded, the amendment of the committee was adopted and Clerk instructed to insert the amendment.

On motion of Mr. McBride, duly seconded, rules were suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Forman, duly seconded, the House recessed for three minutes.

House recessed at 3:55 p. m.

## HOUSE IN SESSION

At 3:58 p. m.

On motion of Mr. McBride, duly seconded, Assembly Bill No. 54 was made a special order at 11:30 a. m., February 11, 1913.

The Speaker appointed the following as the Special Committee on Revenue and Taxation: Messrs. Oliver, Cole, Friedhoff of Washoe, Fitzgerald of Elko, Buol, Swezy, and Haight.

On motion of Mr. Haight, duly seconded, the House adjourned to 11 a. m., February 11, 1913.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE TWENTY-THIRD DAY

CARSON CITY (Tuesday), February 11, 1913

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Schoer and Winslow, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

The Journal of the previous day was read and approved.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 7 under consideration, and begs leave to report on the same, without recommendation.

Also, Assembly Bill No. 25 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. G. HUNTER, *Chairman.**Mr. Speaker:*

Your Committee on Mines and Mining has had Assembly Bill No. 4 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEO. A. COLE, *Chairman.**Mr. Speaker:*

The Lincoln Delegation has had Assembly Bill No. 68 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: That this Act shall go into effect March 1, 1913.

Also, Assembly Bill No. 69, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: That this Act shall go into effect March 1, 1913.

A. V. LEE, *Chairman.*

## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 34—An Act to regulate the practice of optometry and for the appointment of a board of examiners in the matter of said regulation—which passed the Senate this day by the following vote as amended: Yeas, 22; nays, none.

Also, Substitute for Senate Bill No. 46—An Act to amend section 1 of an Act entitled "An Act requiring foreign corporations doing business in the State of Nevada to publish annual statements," approved March 28, 1901—which passed the Senate this day by the following vote: Yeas, 20; nays, none; excused 1; passed, 1.

SOL HILF,

*Assistant Secretary of the Senate.*

## MOTIONS AND RESOLUTIONS

By Mr. Russell:

WHEREAS, Most of the members of this legislative body have received personal letters from Miss J. E. Somers; and

WHEREAS, Said letters contain certain specific charges against a state official of such a serious nature that they should be investigated and proved or disproved, as the case may be; therefore, be it

*Resolved,* That the special investigating committee of this House be and is

hereby directed to investigate such charges, with power to call before it said Miss J. E. Somers, that such investigation may be carried on intelligently and satisfactorily.

Resolution adopted.

SPECIAL ORDER

Assembly Bill No. 54.

Mr. McBride moved to amend the bill as follows: In section 1, line 3, after the word "equip," strike out the word "and"; after the word "maintain," strike out the word "and"; after the word "use," insert "and display at night"; line 8, after the word "apply," strike out the words "to locomotive engines used exclusively between sun-up and sundown" and insert "to railroads not maintaining regular night-train schedule"; after the word "nor," insert "to locomotives"; after the word "to," strike out the word "nor" and insert the word "or." In section 2, line 2, after the word "therefor," insert the words "at night"; after the word "head-light," insert the words "of the character described in section 1 hereof."

Amendment adopted.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 54 was referred to Committee on Engrossment.

MOTIONS AND RESOLUTIONS

By Mr. Bachenberg:

WHEREAS, It is common rumor that many of our state officials are making family affairs of their public offices and paying monthly salaries to wives and relatives that do not so much as remain in the offices, and therefore do not give the State value received for the money they are taking from our depleted treasury; and

WHEREAS, There is a general public sentiment against nepotism and against the expenditure of the State's money for deputies and clerks that are not needed at this time; therefore, be it

*Resolved by this Assembly,* That the General Investigating Committee lately appointed by the Senate and the Assembly is requested and instructed to make a thorough investigation of the state offices, the deputies and other assistants employed, the amounts paid out monthly, and report the same to this Assembly at the earliest possible moment.

Resolution adopted.

House took a recess for five minutes at 11:50 a. m.

HOUSE IN SESSION

At 11:55 a. m.

INTRODUCTION AND FIRST READING

By Mr. Cole:

Assembly Bill No. 79—An Act to promote the public safety by requiring common-carrier railroads to provide adequate train crews, and defining such crews, and prescribing a penalty for the violation of the provisions thereof.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

By Mr. Lee:

Assembly Bill No. 80—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.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Kelliher:

Assembly Bill No. 81—An Act to provide for the investigation and demonstration of underground water resources of the State of Nevada in cooperation with the United States Geological Survey, and also for the investigation of irrigation possibilities therefrom, and to make appropriation for the expense of such investigation and determination.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Mighels:

Assembly Bill No. 82—An Act appropriating three hundred dollars for the watering and care of the Grand Army Cemetery at Carson City, Nevada.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Gardiner:

Assembly Bill No. 83—An Act to amend an Act entitled "An Act to prohibit blacklisting, and prescribing penalties for the violation thereof," approved March 24, 1905, and repealing section 3 thereof.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Friedhoff of Lyon:

Assembly Bill No. 84—An Act fixing and regulating the salaries and fees of the Justices of the Peace of Lyon County, State of Nevada, and providing for the payment of the same.

On motion of Mr. Friedhoff of Lyon, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lyon Delegation.

By Mr. Haight:

Assembly Bill No. 85—An Act relating to the transfer of negotiable instruments and other choses in action, and to make proof of certain facts *prima facie* evidence in certain actions pertaining thereto, in the courts of the State of Nevada.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. LaPoint:

Assembly Bill No. 86—An Act to provide for the payment of actual expenses and per diem to the several County Commissioners of Humboldt County, Nevada, while engaged in inspecting public improvements.

On motion of Mr. LaPoint, duly seconded, the rules were suspended,

reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Humboldt Delegation.

By Mr. LaPoint:

Assembly Bill No. 87—An Act authorizing the Board of County Commissioners of Humboldt County, State of Nevada, to regulate and fix the compensation of all Justices of the Peace and Constables within Humboldt County, Nevada, excepting those of Lake Township and Union Township within said county, and repealing all other Acts in so far as they may conflict with this Act.

On motion of Mr. LaPoint, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Humboldt Delegation.

#### SECOND READING AND REFERENCE

Senate Substitute for Assembly Bill No. 8.

Rules suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Petition from mothers of Winnemucca.

Referred to Committee on Public Morals.

On motion of Mr. Harrington, duly seconded, the House recessed until 2 p. m.

House recessed at 12:05 p. m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Kinghorn, Schoer, and Winslow, excused.

#### SECOND READING AND REFERENCE

Senate Joint and Concurrent Resolution No. 5.

No objection, resolution referred to Committee on Ways and Means.

Senate Bill No. 44.

No objection, bill referred to Committee on Military and Indian Affairs.

Senate Bill No. 53.

No objection, bill referred to Committee on Corporations and Railroads.

Senate Bill No. 38.

No objection, bill referred to Committee on Education.

Substitute for Senate Bill No. 23.

No objection, bill referred to Committee on Judiciary.

Senate Bill No. 16.

No objection, bill referred to Committee on Claims.

Senate Bill No. 32.

No objection, bill referred to Committee on Ways and Means.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 36 under con-



sideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 48, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman*.

*Mr. Speaker:*

The Lander Delegation begs to report Assembly Bill No. 73 with the recommendation that it do pass.

T. P. LIDDELL, *Chairman*.

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 26 under consideration, and begs leave to report a substitute bill therefor, with the recommendation that the substitute be adopted, and do pass.

GEO. A. COLE, *Chairman*.

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bill No. 20 with the engrossed copy thereof, and finds the same correctly engrossed.

W. H. KEARNS, *Chairman*.

#### INTRODUCTION AND FIRST READING

By Mr. Baird:

Assembly Bill No. 88—An Act providing additional fines and punishments in certain public offenses committed in the State of Nevada.

On motion of Mr. Baird, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

The Sergeant-at-Arms announced a message from the Senate.

By Mr. Adams:

Assembly Bill No. 89—An Act providing for flagmen or guards at certain railroad crossings, and providing penalties for violation of the same.

On motion of Mr. Adams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

By Mr. Swezy:

Assembly Bill No. 90—An Act to regulate the practice of pharmacy and the use and sales of poisons and drugs in the State of Nevada, providing for a State Board of Pharmacy and defining its powers and duties, and fixing penalties for the violation thereof.

On motion of Mr. Swezy, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 19.

On motion of Mr. Gardiner, duly seconded, the report of the Committee on Judiciary was adopted with the amendments to the bill.

On motion of Mr. Forman, duly seconded, the rules were suspended, bill placed on third reading and final passage as amended, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of

Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Williams, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Barnes, Harrington, Kinghorn, Schoer, Welshons, Wilson, and Winslow—7.

Senate Bill No. 22.

Rules suspended, bill placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Williams, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Barnes, Harrington, Kinghorn, Schoer, Welshons, Wilson, and Winslow—7.

Assembly Bill No. 30.

Mr. Reynolds offered an amendment to the title, by adding to the original title the words "and providing for the issuance of poll-tax receipts."

Amendment adopted.

Rules suspended, bill placed on third reading and final passage as amended, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Williams, Wilson, Wright, and Mr. Speaker—44.

NAYS—Messrs. Bachenberg and Friedhoff of Washoe—2.

Absent—Messrs. Ferguson, Harrington, Kinghorn, Schoer, Swezy, Welshons, and Winslow—7.

Substitute for Assembly Bill No. 51.

On motion of Mr. Forman, duly seconded, rules were suspended, Substitute for Assembly Bill No. 51 was placed on third reading and final passage, and passed by the following vote:

YEAS—Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Davis of Nye, Kinghorn, Preston, Schoer, Sullivan, Welshons, and Wright—7.

Assembly Bill No. 50.

On motion of Mr. Fitzgerald, duly seconded, the report of the Committee on Judiciary with amendments was adopted.

On motion of Mr. Fitzgerald, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage as amended, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of



Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Williams, Wilson, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Harrington, Kearns, Kinghorn, Schoer, Sullivan, Welshons, and Winslow—8.

#### INTRODUCTION AND FIRST READING

By Mr. Harris:

Assembly Bill No. 91—An Act regulating the placing, erection, use and maintenance of electric poles, wires, cables and appliances, and providing a punishment for the violation thereof.

On motion of Mr. Harris, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

On motion of Mr. Mighels, duly seconded, the House adjourned until Thursday at 11 a. m., February 13, 1913.

House adjourned at 3:20 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE TWENTY-FIFTH DAY

CARSON CITY (Thursday), February 13, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present, except Messrs. Hunter and Russell, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

Journal of the twenty-third day was read and approved.

Mr. Harris moved, and was duly seconded, that the Chair appoint a committee of three to read the Journal of the previous day and report to the Assembly on the same.

Motion lost by standing vote.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 71 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 45, and begs leave to report unfavorably on the same, with the recommendation that it do not pass in its present form.

WM. FORMAN, *Chairman.*

## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 39—An Act to incorporate the town of Winnemucca, in Humboldt County, and defining the boundaries thereof, and to authorize the establishment of a city government therefor, and other matters relating thereto—which passed the Senate this day by the following vote: Yeas, 21; nays, 1.

Also, Senate Bill No. 9—An Act relating to mines and mining, and requiring the keeping open of passage-ways connecting contiguous mines and giving the right to use the outlet through such contiguous mine in case of necessity, and providing a penalty for violation thereof—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Assembly Bill No. 21, which passed the Senate this day by the following vote: Yeas, 22; nays, none.

SOL HILP,

*Assistant Secretary of the Senate.*

## INVITATION

HON. THOMAS A. BRANDON, *Speaker of the Assembly, Carson City, Nevada.*

DEAR SIR: The Board of Regents, Faculty and students of the University of Nevada extend to yourself and to the members of the Assembly a most cordial invitation to visit the University of Nevada. We would suggest Friday, February 21, as a suitable day, inasmuch as it comes just before a holiday, and for the further reason that the University Cadets are very anxious to have the members of the Legislature and the state officers as their guests at the annual military ball given by the cadets on Friday evening.

If the day suggested is satisfactory, we shall be very glad to have you present



at luncheon and shall have automobiles at the train to convey the legislators and state officers and their guests to the University grounds. Upon the arrival of the party at the University a review of the Cadet Battalion will be held, and, after luncheon, the afternoon can be devoted to a thorough inspection of all departments of the University. If the date suggested is inconvenient, kindly let us know when you can come, and we shall be very glad to make arrangements for any day you may suggest.

Yours very sincerely,

ROBT. LEWERS, *Acting President.*

Invitation accepted with thanks.

House recessed for five minutes at 11:35 a. m.

### HOUSE IN SESSION

At 11:40 a. m.

Mr. Speaker in the chair.

#### INTRODUCTION AND FIRST READING

By Mr. LaPoint:

Assembly Bill No. 92—An Act to amend section 346 of an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911.

On motion of Mr. LaPoint, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Hussman:

Assembly Bill No. 93—An Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved March 23, 1897.

On motion of Mr. Hussman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Barnes:

Assembly Bill No. 94—An Act entitled an Act to amend an Act entitled "An Act fixing the compensation of county and township officers in Nye County, State of Nevada, and matters pertaining to the collection and disposition of fees arising from such offices, and regulating the conduct thereof, and to repeal all Acts or parts of Acts conflicting therewith," approved March 24, 1909.

On motion of Mr. Barnes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Nye Delegation.

By Mr. Barnes:

Assembly Bill No. 95—An Act to amend an Act entitled "An Act to create Judicial Districts in the State of Nevada, provide for the election of District Judges therein and to fix their residences and salary, and to repeal all other Acts in relation thereto," approved March 27, 1907.

On motion of Mr. Barnes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Nye Delegation.

By Mr. Gardiner:

Assembly Bill No. 96—An Act pertaining to the form of denials in pleadings in civil actions in the State of Nevada.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Clark Delegation:

Assembly Bill No. 97—An Act to provide a law for the conservation of underground waters in the State of Nevada, providing for casing and capping wells, and providing a penalty for violation of the provisions of such Act.

On motion of Mr. Buol, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. LaPoint:

Assembly Bill No. 98—An Act to amend section 3 of an Act of the Legislature of the State of Nevada, entitled "An Act to create a Board of County Commissioners in the several counties of this State and to define their duties and powers," approved March 8, 1865.

On motion of Mr. LaPoint, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Swezy:

Assembly Bill No. 99—An Act relating to the issuing of permits for the appropriation of waters where the works to be constructed under such permits or the point of diversion or place of intended use are situated without the State of Nevada.

On motion of Mr. Swezy, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

By Mr. Harrington:

Assembly Joint and Concurrent Resolution No. 5, with reference to the Washoe tribe of Indians.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

#### SECOND READING AND REFERENCE

Senate Bill No. 34.

On motion of Mr. Swezy, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

Senate Bill No. 36. No objection, referred to Committee on Judiciary.

Senate Bill No. 46 sent back to the Senate for correct history.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 36.

Placed at bottom of the file.

On motion of Mr. Fitzgerald, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.



## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Hunter and Russell, who were excused.

Roll-call of attachés.

All present.

## COMMUNICATION FROM ATTORNEY-GENERAL

CARSON CITY, February 13, 1913.

*The Honorable the Assembly of the State of Nevada:*

GENTLEMEN: Complying with your resolution requesting the Attorney-General's office to advise the Assembly what legislation, in the opinion of the Attorney-General, is necessary to carry into effect the constitutional amendments approved by the people of the State at the last election, I have to advise:

That none of the amendments adopted by the people at the last election are self-executing with the exception of the amendment of section 3 to article 19 providing for the initiative, which is by its terms self-executing.

I have also to advise that the amendments to section 10 of the Constitution providing for the taxation and assessment of patented mining claims, in my opinion, is not effective at the present time, and proper legislation should be enacted to carry it into effect.

I am handing you herewith, in compliance with your resolution, proposed bills to carry into effect the amendment of section 8 to article 1, providing for the filing of information in criminal cases, and the amendment of section 7 of article 15, relative to the appointment of females to the office of Notary Public, and the amendment of section 1 to article 10 of the Constitution, providing for the assessment and taxation of patented mines. In my opinion the amendment relative to the initiative should be supplemented by some legislation looking to the preservation of the integrity of all petitions that may be filed thereunder.

Section 9 added to article 2, providing for the recall, should be supplemented by legislation providing for the integrity of the petitions, specifically providing for the issuance of the call for the special election, and providing a method of nominating other candidates in the special recall election.

The amendment to section 3 of article 11, concerning the investment of school funds, should be supplemented by appropriate legislation that will safeguard and restrict investments and protect the governing board having control of the investment of state school funds.

The matters of legislation concerning the recall, and the initiative, and the investment of school funds, are, I respectfully submit, purely matters of policy, and I should prefer to confer and advise with your appropriate committees before submitting any proposed bills to your body in that connection. I am

Yours very respectfully,

GEO. B. THATCHER, *Attorney-General.*

Mr. Fitzgerald of Eureka moved, duly seconded, that 500 copies of the opinion of the Attorney-General be printed and distributed among the Senate and Assembly.

Mr. Kinghorn moved, duly seconded, to amend the motion that the communication be referred to the Judiciary Committee; also, the bills.

Amendment carried, and the motion carried as amended.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Institutions has had Senate Bill No. 41 under consideration, and begs leave to report on the same without recommendation, in order that the introducer thereof may withdraw it, and introduce another bill.

FRANK WILLIAMS, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bill No. 58 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. M. PRESTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bill No. 19 with the engrossed copy thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

GENERAL FILE AND THIRD READING

On motion of Mr. Harris, duly seconded, Assembly Bill No. 36 was taken from bottom of file and laid on the table.

Assembly Bill No. 4.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 4 was referred to Committee of the Whole.

Assembly Bill No. 7.

Mr. Kinghorn requested to have Assembly Bill No. 7 placed on bottom of file.

Request granted.

Assembly Bill No. 25.

Placed on bottom of file.

Assembly Bill No. 26.

Placed on bottom of file.

Assembly Bill No. 48.

On motion of Mr. Fitzgerald of Elko, rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Fitzgerald offered the following amendment: This Act shall take effect March 15, 1913.

Amendment adopted.

Assembly Bill No. 48 passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Hunter and Russell—2.

Assembly Bill No. 68.

On motion of Mr. Harris, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage, as amended.

On motion of Mr. Lee, duly seconded, the report of the Lincoln Delegation, with amendment, was adopted.

Assembly Bill No. 68 passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver,



Preston, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—48.

NAYS—None.

Absent—Messrs. Cole, Hunter, Kearns, Russell, and Schoer—5.

Messrs. Harrington, Barnes, and Wilson were excused.

On motion of Mr. Cole, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bill No. 4.

House in Committee of the Whole at 2:45 p. m., with Mr. Oliver in the chair.

### HOUSE IN SESSION

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 4 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

#### GENERAL FILE AND THIRD READING

On motion of Mr. Cole, duly seconded, Assembly Bill No. 4 was taken up out of order, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Harrington, Hunter, Russell, and Wilson—6.

The Sergeant-at-Arms announced a message from the Senate.

Assembly Bill No. 69.

On motion of Mr. Lee, duly seconded, the report of the committee, with amendments, was adopted.

On motion of Mr. Lee, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage as amended, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Buol, Davis of Humboldt, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Cole, Davis of Nye, Fernald, Friedhoff of Lyon, Harrington, Hunter, Preston, Russell, Sullivan, and Wilson—12.

Assembly Bill No. 71.

On motion of Mr. Davis, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, as amended.

Mr. Gardiner offered the following amendments: Amend section 3 by adding thereto, "The production of an assignment, purporting to have

been signed by the wife of the assignor shall also be conclusive evidence, in favor of the party on whom the assignment is drawn, that she is such wife, and a complete protection, in that respect, to the party on whom the assignment is drawn."

Amend section 4 by inserting after the word "certificate" where it occurs the second time, the words, "Or shall present or produce, or use or attempt to use, an assignment purporting to be signed by his wife when it is not in fact signed by such wife."

Amendments adopted.

(Mr. Cole changing his vote from yea to nay):

Bill lost by the following vote:

YEAS—Messrs. Davis of Nye, Ferguson, Fitzgerald of Eureka, Forman, Grimes, Hummel, Hussman, Kelliher, Lee, Liddell, Lozano, McBride, McCarthy, Oliver, Price, Todd, Williams, Wright, and Mr. Speaker—19.

NAYS—Messrs. Baird, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harris, Hash, Holmes, Kearns, Kinghorn, LaPoint, Mighels, Preston, Reynolds, Schoer, Sullivan, Swezy, Tranter, Welshons, and Winslow—27.

Absent—Messrs. Adams, Bachenberg, Barnes, Harrington, Hunter, Russell, and Wilson—7.

Mr. Cole gave notice that on the next legislative day he would move a reconsideration of the vote whereby Assembly Bill No. 69 was lost.

Assembly Bill No. 73.

On motion of Mr. Liddell, duly seconded, rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Oliver, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Forman, Harrington, Hunter, Mighels, Preston, Russell, Welshons, and Wilson—10.

Assembly Bill No. 45.

Placed on the bottom of the file.

Assembly Bill No. 7.

On motion of Mr. Kelliher, duly seconded, Assembly Bill No. 7 was laid on the table.

Assembly Bill No. 25.

On motion of Mr. Kelliher, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Williams moved to amend section 1, line 11, by striking out the words "be nonsectarian and shall."

Amendment carried.

Mr. Kinghorn offered the following amendment: Add to section 3 "Such school board shall have the right to decide whether or not such board of trustees shall be appointed in any or all districts within their supervision and they may appoint such board or not, as to them may seem best."

Amendment adopted.



Assembly Bill No. 25 passed, as amended, by the following vote:

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Gardiner, Grimes, Haight, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Schoer, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—39.

NAYS—Messrs. Friedhoff of Lyon, Friedhoff of Washoe, Harris, and Swezy—4.

Absent—Messrs. Bachenberg, Barnes, Goodman, Harrington, Hunter, Liddell, Preston, Russell, Sullivan, and Wilson—10.

On motion of Mr. Oliver, duly seconded, the House adjourned to 11 a. m., February 14, 1913.

House adjourned at 4:40 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

## THE TWENTY-SIXTH DAY

CARSON CITY (Friday), February 14, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Friedhoff of Lyon, Harrington, and Russell, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

On motion of Mr. Bachenberg, duly seconded, the reading of the Journal was dispensed with.

### PRESENTATION OF PETITIONS

Petition on several cases of delinquency on the part of children.

Petition considered read and referred to Committee on State Institutions.

On motion of Mr. Oliver, duly seconded, Judge Somers was invited to address the House on the delinquency on the part of children.

On motion of Mr. Gardiner, duly seconded, the House resolved itself into Committee of the Whole to hear Judge Somers.

House in Committee of the Whole at 11:10 a. m., with Mr. Forman in the chair.

Committee of the Whole arose at 11:27 a. m.

### HOUSE IN SESSION

*Mr. Speaker:*

Your Committee of the Whole has had the resolution of Judge Somers under consideration and begs leave to report favorably on the same, with the recommendation that it be adopted.

WM. FORMAN, *Chairman.*

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bill No. 54 with the engrossed copy thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 80 under consideration, and begs leave to report the same with the recommendation that it go to the Committee on Ways and Means.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 13 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it be laid on the table, as Assembly Bill No. 66 has been introduced to cover the same subject-matter and is a better bill.

Also, Assembly Bill No. 66, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*



*Mr. Speaker:*

Your Committee on Elections has had Assembly Resolution No. 3 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 10, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 7, and begs leave to report favorably on the same, with the recommendation that it do pass.

HARVEY E. HARRIS, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 32 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 31, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 3, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 15, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 82, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Joint and Concurrent Resolution No. 5, and begs leave to report favorably on the same, with the recommendation that it do pass.

JOHN J. SCHOER, *Chairman.*

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 36—An Act limiting and regulating the hours of labor of females employed in any mill, factory, manufacturing, mechanical or mercantile establishment, workshop, printing office, bakery, laundry, clothing, dressmaking or millinery establishment, store, restaurant, hotel, apartment house, lodging house, hospital, office, or any place where goods or tickets are sold or distributed, or any express, railroad, transportation or power concern, or any concern engaged in the transmission or distribution of telegraph or telephone messages, or merchandise—which passed the Senate this day by the following vote: Yeas, 15; nays, 6; excused, 1.

Also, Senate Bill No. 53—An Act to regulate the salary and compensation of the Justices of the Peace and Constables of Elko, Star Valley, and Montello Townships in Elko County, State of Nevada—which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, I have the honor herewith to inform your honorable body that the amendments to Senate Bill No. 19 have been concurred in.

Also, to present Senate Bill No. 47—An Act to provide adequate fire protection for the State Capitol Building and making an appropriation therefor—which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 62—An Act abolishing the office of Road Supervisor of White Pine County, authorizing the division of said county into road districts and providing for the election of road supervisors for said districts, and fixing the duties and compensation for road supervisors—which passed the Senate this day by the following vote: Yeas, 20; nays, none; excused, 2.

SOL HILP,  
*Assistant Secretary of the Senate.*

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 29, which was returned to the Senate for correction of title, it appearing that the wrong bill was transmitted.

GEO. A. SAWYER,  
*Secretary of the Senate.*

## MOTIONS AND RESOLUTIONS

On motion of Mr. Cole, duly seconded, the vote on Assembly Bill No. 71 was reconsidered.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 71 was taken up out of order, and referred to White Pine Delegation.

## Assembly Resolution:

WHEREAS, There is a present need in the State of Nevada for a home of detention for delinquent children between the ages of twelve and twenty years;

*Be it resolved*, That the Attorney-General of Nevada be requested to draw a bill to be presented to this Legislature in such terms as he may think it desirable for the erection and construction or purchase or rental of such home for the State, said bill to conform to the general terms of the law in vogue in other States for such purposes so far as the conditions of our State permit.

On motion of Mr. Lozano, duly seconded, the resolution of Judge Somers that was reported from Committee of the Whole was adopted.

House recessed for five minutes at 11:45 a. m.

## HOUSE IN SESSION

At 11:50 a. m.

## INTRODUCTION AND FIRST READING

By Mr. Schoer:

Assembly Bill No. 100—An Act to create an additional legislative fund.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Holmes:

Assembly Bill No. 101—An Act relating to the destruction of wild horses, requiring a permit therefor, and providing a penalty for the violation thereof.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Hash:

Assembly Bill No. 102—An Act reapportioning Senators and Assemblymen of the several counties to the Legislature of the State of Nevada.

On motion of Mr. Hash, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Gardiner:

Assembly Bill No. 103—An Act to amend an Act entitled "An Act defining the rights of husband and wife," approved March 10, 1873, and limiting the time within which the husband, his heirs or assigns, may bring action to show property heretofore or hereafter conveyed by a married woman to be community property.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

The Sergeant-at-Arms announced a message from the Senate.



By Mr. Hummel:

Assembly Bill No. 104—An Act to amend an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911; effective January 1, 1912.

On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 71—An Act to create a Legislative Fund—which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

SOL HILP,  
*Assistant Secretary of the Senate.*

On motion of Mr. Kinghorn, duly seconded, Senate Bill No. 71 was referred to Committee of the Whole.

#### SECOND READING AND REFERENCE

On motion of Mr. Holmes, duly seconded, the House resolved itself into Committee of the Whole to take up Senate Bill No. 71.

House in Committee of the Whole at 11:57 a. m., with Mr. Mighels in the chair.

Committee of the Whole arose at 12 m.

#### HOUSE IN SESSION

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 71 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. R. MIGHELS, *Chairman.*

Report adopted.

On motion of Mr. Holmes, duly seconded, Senate Bill No. 71 was taken up out of order, rules suspended, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Harrington, Harris, Oliver, Russell, and Wright—8.

On motion of Mr. Lozano, duly seconded, the House recessed until 2 p. m.

House recessed at 12:07 p. m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Friedhoff of Lyon, Harris, Russell, and Sullivan, excused.

Roll-call of attachés.

All present.

SECOND READING AND REFERENCE

Senate Bill No. 36.

No objection, referred to Committee on Labor.

Senate Bill No. 53.

No objection, referred to Elko Delegation.

Senate Bill No. 47.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 39.

No objection, referred to Humboldt Delegation.

INTRODUCTION AND FIRST READING

By Mr. Kearns:

Assembly Bill No. 106—An Act to amend an Act entitled "An Act to regulate the settlement of estates of deceased persons," approved March 23, 1897.

On motion of Mr. Kearns, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

MOTIONS AND RESOLUTIONS

By Mr. Oliver:

WHEREAS, A large amount of work has accumulated in the Committees on Judiciary, Taxation and Revenue, and Investigation, and it is highly necessary that said first-named committee have the aid and assistance of a competent stenographer and typewriter, and said other committees require the aid of a copying clerk; be it therefore

*Resolved*, That the Speaker of this Assembly be empowered to appoint one male stenographer and typewriter operator as a clerk for said Judiciary Committee and one male copying clerk for the use and the assistance of the Committees on Taxation and Revenue, and Investigation, and that he be and is hereby authorized and empowered to employ said stenographer and typewriter and said copying clerk at a salary of six dollars per day for each of said clerks so to be employed, said salaries to be paid in the same form and manner as the salary of the other attachés of this Assembly.

Resolution adopted.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Select Committee of Storey Delegation has had Assembly Bill No. 60 under consideration, and begs leave to withdraw the same, with the recommendation that substitute bill take its place.

ED. G. HUMMEL,  
W. H. KEARNS.

Report adopted with substitute.

By Storey Delegation:

Substitute for Assembly Bill No. 60—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act entitled Senate Substitute for Assembly Bill No. 99—An Act relating to duties, salaries and compensation of county and township officers of Storey County, Nevada,' approved March 11, 1899," approved February 21, 1901, approved March 20, 1909.



On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Storey Delegation.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 26.

On motion of Mr. Kelliher, duly seconded, Assembly Bill No. 26 was made a special order for Wednesday at 2 p. m. February 19, 1913.

Assembly Bill No. 58.

On motion of Mr. Davis, duly seconded, rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Recess taken at 2:40 p. m.

#### HOUSE IN SESSION

On motion of Mr. Cole, duly seconded, Assembly Bill No. 58 was laid on the table.

Senate Bill No. 32.

On motion of Mr. Holmes, duly seconded, rules suspended, bill placed on third reading and final passage.

Mr. Kelliher moved, and was duly seconded, that Senate Bill No. 32 be laid on the table.

Motion lost.

Passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—48.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Friedhoff of Lyon, Russell, Sullivan, and Welshons—5.

On motion of Mr. Williams, duly seconded, Assembly Bill No. 54 was taken up out of order for third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Friedhoff of Lyon, Harris, Hash, Russell, Sullivan, and Welshons—7.

Assembly Bill No. 15.

On motion of Mr. Harrington, Assembly Bill No. 15 was referred to Committee of the Whole.

Assembly Bill No. 82.

On motion of Mr. Harrington, Assembly Bill No. 82 was referred to the Committee of the Whole.

Assembly Bill No. 10.

On motion of Mr. Mighels, duly seconded, Assembly Bill No. 10 was made a special order for Thursday, February 20, 1913, at 2 p. m.

Assembly Bill No. 66.

On motion of Mr. Davis of Humboldt, duly seconded, rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Friedhoff of Lyon, Harris, Hash, Russell, Sullivan, Welshons, and Wright—8.

On motion of Mr. Lozano, duly seconded, Assembly Bill No. 45 was taken up out of order.

On motion of Mr. Gardiner, duly seconded, Assembly Bill No. 45 was indefinitely postponed.

Senate Bill No. 31.

On motion of Mr. Oliver, duly seconded, the rules were suspended, bill placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Friedhoff of Lyon, Harris, Hash, Russell, Sullivan, and Welshons—7.

Senate Bill No. 7.

Rules suspended, bill placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Williams, Wilson, Winslow, and Mr. Speaker—44.

NAYS—Messrs. Tranter and Wright—2.

Absent—Messrs. Fitzgerald of Elko, Forman, Friedhoff of Lyon, Harris, Russell, Sullivan, and Welshons—7.

Assembly Joint and Concurrent Resolution No. 3.

Rules suspended, resolution considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell,



Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Forman, Friedhoff of Lyon, Harris, Russell, Sullivan, and Welshons—7.

Senate Bill No. 3.

On motion of Mr. Winslow, Senate Bill No. 3 was referred to Committee of the Whole.

Senate Joint and Concurrent Resolution No. 5.

Mr. Harrington moved the following amendment: Line 6 strike out "the sum of one million dollars" and insert in lieu thereof the words "five per cent of the assessed valuation of the State, as shown by the reports of the County Assessors to the State Controller."

Amendment adopted.

Rules suspended, resolution placed on third reading and final passage as amended, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—44.

NAYS—Messrs. Holmes and Wright—2.

Absent—Messrs. Fitzgerald of Elko, Forman, Friedhoff of Lyon, Harris, Russell, Sullivan, and Welshons—7.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 83 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

The Speaker appointed the following in pursuance of the resolution by Mr. Oliver:

Clerk of Taxation Committee, Boyd Moore.

Clerk of Judiciary and Investigating Committees, W. J. McCabe.

Assembly Bill No. 83.

On motion of Mr. Gardiner, duly seconded, Assembly Bill No. 83 was laid on the table.

#### INTRODUCTION AND FIRST READING

By Mr. Cole:

Assembly Bill No. 105—An Act establishing a state institution for delinquent boys, providing for the purchase of a site, erection of buildings, organizing the government of said school and providing for the maintenance thereof, and appropriating funds for such purposes.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

On motion of Mr. Kelliher, duly seconded, the House adjourned until Monday, February 17, 1913, at 11 a. m.

House adjourned at 4 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*



## THE TWENTY-NINTH DAY

CARSON CITY (Monday), February 17, 1913.

House called order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Kelliher and Welshons, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Lloyd B. Thomas.

Journal of the twenty-sixth day was read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 63 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended, so as to read where the words "two hundred dollars" appear it be changed to read "one hundred dollars," and where the words "three hundred and fifty dollars" appear it be changed to read "one hundred and fifty dollars;" and add to the last line of section 1 the following words: "but no such drug store shall sell liquor except upon the prescription of a duly licensed physician"

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Substitute for Senate Bill No. 46 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 98, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 96, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 93, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Joint and Concurrent Resolution No. 4 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

FRANK WILLIAMS, *Chairman.*

*To the Honorable the Assembly:*

GENTLEMEN: The undersigned, a member of the Committee on State Institutions, having had under consideration Assembly Joint and Concurrent Resolution No. 4, hereby dissents from the majority report of said committee, and asks the adoption of the resolution by this House, upon the following grounds:

1. That Winnemucca is nearly in the center of the State and the logical point for the Capitol.

2. Winnemucca is on the main line of two transcontinental railroads, the only roads running through the State.

3. The business of the State could be carried on with more convenience and less expense.

4. Because to repair the Capitol and other buildings connected with it so that they would be fit and safe, and such as this State should have, it would be cheaper to rebuild.

5. Winnemucca can offer better accommodations than Carson City.

6. For the reason that thousands of people now passing through the State would stop over to visit the Capitol where now they hardly know where to look for it.

7. Because we think that the majority of electors desire it.

Respectfully submitted,

CHAS. E. SWEZY.

House recessed for five minutes at 11:35 a. m.

## HOUSE IN SESSION

At 11:40 a. m.

### INTRODUCTION AND FIRST READING

By Mr. Williams:

Assembly Bill No. 107—An Act to provide for the measurement of water used on irrigated areas, the determination of the losses from irrigating ditches and the remedies therefor, and a study of the evaporation losses and remedies therefor, and a study of the best methods of distributing and applying water to growing crops in the State of Nevada in cooperation with the United States Department of Agriculture, the Nevada Agricultural Experiment Station and the State Engineer.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Lozano:

Assembly Bill No. 108—An Act to establish a State Industrial School for Juvenile Delinquents, to provide for the management and maintenance of the same, and to make an appropriation therefor.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Davis of Nye:

Assembly Bill No. 109—An Act to provide for the protection of farms and farm products and to prevent the introduction into this State of noxious insects, pests or contagious diseases injurious to farms and farm products, providing for a quarantine for the enforcement of this Act, making a violation of said quarantine a misdemeanor and providing a penalty therefor.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Davis of Nye:

Assembly Bill No. 110—An Act to prohibit the blacklisting by any employer of employees and to regulate their discharge, dismissal, removal or suspension, and for the preparation, filing and recording of statements by the employer or by its officers or agents, specifying the names and addresses of the employees so discharged, dismissed removed or suspended, with the statement of all grounds for such discharge, dismissal, removal or suspension and the verification of such statement by oath, and for the filing and recording thereof, and to prohibit the blacklisting of employees who voluntarily leave the service of any employer, and to provide redress for the violation of this Act.



On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Holmes:

Assembly Bill No. 111—An Act to regulate the disposition of live stock in settlement of pasturage or feed bills.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Judiciary Committee:

Assembly Bill No. 112—An Act providing for the prosecution and punishment of crimes, misdemeanors and offenses by information.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Judiciary Committee:

Assembly Bill No. 113—An Act to amend an Act entitled "An Act to provide for the appointment of Notaries Public, fixing their term of office, and enlarging the territory within which they may act," approved February 26, 1907, by adding thereto a new section to be known as section 4.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Judiciary Committee:

Assembly Bill No. 114—An Act to amend section 220 of an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911, the same being section 576 of the Revised Laws of Nevada, 1912.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Judiciary Committee:

Assembly Bill No. 115—An Act supplemental to an Act entitled "An Act to provide revenue for the government of the State of Nevada, and to repeal certain Acts relating thereto," approved March 23, 1891.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### SECOND READING AND REFERENCE

Senate Bill No. 9.

No objection, bill referred to Committee on Mines and Mining.

Senate Bill No. 62.

No objection, bill referred to White Pine Delegation.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 29.

On motion of Mr. Reynolds, duly seconded, Senate Bill No. 29 was laid on the table.

On motion of Mr. Russell, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Kelliher and Welshons, excused.

Roll-call of attachés.

All present.

PRESENTATION OF PETITIONS

Letter from the Carson City Fire Department calling attention to the inadequacy of fire protection in the State Capitol Building.

Referred to Committee on Ways and Means.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 48, 69, 30, 68, and 25, with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

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

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 21, 32, and 11 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

The Storey Delegation has had Substitute Bill No. 60 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ED. G. HUMMEL, *Chairman.*

*Mr. Speaker:*

The Lyon County Delegation has had Assembly Bill No. 84 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended.

GEO. FRIEDHOFF, *Chairman.*

MOTIONS AND RESOLUTIONS

Mr. Harrington moved, and was duly seconded, to make Assembly Joint and Concurrent Resolution No. 4 a special order for Thursday at 11:30 a. m., February 20, 1913.

Carried.

INTRODUCTION AND FIRST READING

By Mr. Lee:

Assembly Bill No. 116—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911.

On motion of Mr. Lee, duly seconded, rules suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.



By Mr. Bachenberg:

Assembly Joint and Concurrent Resolution No. 6, relative to the extension of the Chinese Exclusion Act, so as to include all Asiatic and pauper labor.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

#### GENERAL FILE AND THIRD READING

Substitute for Senate Bill No. 46.

Rules were suspended, Substitute for Senate Bill No. 46 placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Davis of Humboldt, Forman, Kelliher, McBride, Oliver, and Welshons—6.

Assembly Bill No. 98.

On motion of Mr. LaPoint, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Harris offered the amendment that "general" be stricken out of the sixteenth line of the printed bill.

Carried.

Passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Feely, Forman, Goodman, Kelliher, Kinghorn, McBride, Oliver, and Welshons—8.

Assembly Bill No. 96.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Goodman, Kearns, Kelliher, Kinghorn, McBride, Oliver, Sullivan, and Welshons—8.

Assembly Bill No. 93.

On motion of Mr. Hussman, duly seconded, the rules were suspended,

bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Forman, Goodman, Harrington, Kelliher, Kinghorn, Mighels, Oliver, Schoer, and Welshons—10.

Assembly Bill No. 63.

On motion of Mr. Schoer, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage as amended.

Mr. Haight moved, and was duly seconded, to amend the bill so that in section 3 the words "July 1, 1913," be stricken out and insert in lieu thereof the words "January 1, 1914."

Carried.

On motion of Mr. Mighels, duly seconded, the amendment offered by the committee was adopted.

Bill passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Russell, Schoer, Sullivan, Swezy, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—41.

NAYS—Messrs. Adams, Ferguson, Fitzgerald of Eureka, Grimes, Hussman, Reynolds, and Todd—7.

Absent—Messrs. Forman, Harrington, Kelliher, Oliver, and Welshons—5.

On motion of Mr. Mighels, duly seconded, the House resolved itself into Committee of the Whole, for the consideration of such matters as might come before it.

House in Committee of the Whole at 3 p. m., Mr. Holmes in the chair.

Sergeant-at-Arms announced a message from the Senate.

## HOUSE IN SESSION

At 3:30 p. m.

Mr. Speaker in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bills Nos. 82 and 15 and Senate Bill No. 3 under consideration, and begs leave to report favorably on Assembly Bill No. 82, with the recommendation that it do pass.

Also, that Assembly Bill No. 15 and Senate Bill No. 3 be referred to Committee on Claims.

A. W. HOLMES, *Chairman.*

Report adopted.

Assembly Bill No. 82.

On motion of Mr. Harrington, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis



of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Bachenberg, Feely, Kelliher, and Welshons--4.

On motion of Mr. Gardiner, duly seconded, the action on Substitute for Senate Bill No. 46 was rescinded.

On motion of Mr. Harrington, duly seconded, Substitute for Senate Bill No. 46 was placed on the file and taken up for final passage.

On motion of Mr. Haight, duly seconded, Substitute for Senate Bill No. 46 was referred to Committee on Printing.

On motion of Mr. Oliver, duly seconded, the House adjourned to 11 a. m., February 18, 1913.

House adjourned at 3:50 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE THIRTIETH DAY

CARSON CITY (Tuesday), February 18, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Kelliher, who was excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Lloyd B. Thomas.

Journal of the previous day was read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 46 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended, and recommend that this bill be amended as follows: Section 1, first line, after the word "person," the inserting of the word "hereafter;" and in the second line of said section 1, after the word "bond," by inserting therein "conditioned for the faithful performance of his duties"; also, line 7 of said section 1, after the word "approve," by inserting therein the words "or dissapprove."

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Trade and Manufactures has had Senate Bill No. 34 under consideration, and begs leave to report favorably on the same, with the recommendation that it be amended as follows, and that it do pass: Amend section 8, on page 3 of the printed bill, by striking out in line 6 of said section the words "removing his or her residence," and inserting the words "who travels"; also, on page 4 of said same section, in line 15, by striking out the words "or from the date of removal of residence"; also, by striking out all of section 16 on page 7 of the printed bill, and inserting in lieu thereof the following: "SEC. 16. Nothing in this Act shall be construed to apply to persons licensed to practice medicine in this State or give any person the right to attach the title M.D., surgeon, doctor, physician, oculist, ophthalmologist, eye specialist, doctor of refraction, doctor of ophthalmology, doctor of optometry, or any word or abbreviation, to his name indicating that he is engaged in the treatment or diagnosis of defects or injuries of the human eye, or to use drugs or medicines in any form for the treatment or examination of the human eye or to use any therapeutic measures or agencies other than glasses for the treatment of the human eye, nor to persons who merely sell spectacles, eye-glasses or lenses as merchandise."

GEO. FRIEDHOFF, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Substitute for Assembly Bill No. 8 under consideration, and begs leave to report unfavorably on the same, with the recommendation that the Assembly refuse to concur in the action of the Senate, and that they ask for a Conference Committee.

WM. FORMAN, *Chairman.*

Mr. Cole moved, and was duly seconded, that the report be adopted and a Conference Committee of three be appointed to act with a like committee from the Senate to act upon the bill.

Carried.

The Chair appointed Messrs. Forman, Fitzgerald of Eureka, and Cole to act as such Conference Committee.



## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 79 under consideration, and begs leave to report favorably on the same, with the recommendation that it be amended as follows: Amend section 1, line 3 of the printed bill, by striking out the word "cars" and inserting the word "trains" in lieu thereof.

Amend section 2, line 7 of the printed bill, by striking out after the words "more than" and inserting after the word "three," in the same line and the same section, the words "or more?"

Amend section 8, line 2 of the printed bill, by striking out the word "on" after the word "established," and inserting in lieu thereof the word "or."

Also, amend section 8, line 3 of the printed bill, after the word "commenced," by striking out the word "and," and inserting in lieu thereof the word "or."

Also, amend same line, same section, by inserting after the word "committed" a comma, and striking out immediately following said comma the word "on," and inserting in lieu thereof the word "or."

Amend section 9, line 15 of the printed bill, by inserting after the word "Act" the following words: "are hereby repealed; *provided*, that this repeal of the Acts named and of other Acts in conflict with the provisions of this Act"

GEO. A. COLE, *Chairman*.

On motion of Mr. Cole, duly seconded, the report was adopted and bill sent to Engrossing Committee for proper engrossment.

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 53 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 114, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 112, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 113, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 115, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Substitute for Senate Bill No. 23, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. FORMAN, *Chairman*.

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bill No. 74 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. M. PRESTON, *Chairman*.

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Senate Bill No. 33 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEO. A. COLE, *Chairman*.

*Mr. Speaker:*

The White Pine Delegation has had Senate Bill No. 62 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman*.

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 101 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman*.

*Mr. Speaker:*

The Elko Delegation has had Assembly Bill No. 56 under consideration, and begs leave to report favorably on the same, with the recommendation that it do

pass with the following amendment: After the word "paid" in the last line, the following words shall be added: "*provided*, that in cases of emergency and when the Board of County Commissioners deem it necessary, the Sheriff may with the consent and approval of the board appoint one or more deputies, such deputy or deputies to serve only so long as said emergency may continue and to be paid at the rate of \$100 per month."

GEORGE B. RUSSELL, *Chairman*.

*Mr. Speaker:*

The Lyon Delegation has had Assembly Bill No. 62 under consideration, and begs leave to report the annexed as a substitute bill therefor, with the recommendation that the substitute bill do pass.

GEO. FRIEDHOFF, *Chairman*.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body, Senate Joint and Concurrent Resolution No. 6, relative to a home of detention for delinquent children, which was adopted by the Senate.

Also, Senate Bill No. 73—An Act to amend an Act entitled "An Act to provide for the appointment of guardians, and to prescribe their duties," approved March 4, 1899—which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 74—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911—which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 63—An Act in relation to the sale of state law books—which passed the Senate this day by the following vote: Yeas, 20; nays, none; excused, 2.

Also, I have the honor herewith to return to your honorable body Assembly Bill No. 17, which passed the Senate this day by the following vote: Yeas, 20; nays, 1; excused, 1.

Also, I have the honor herewith to return to your honorable body Assembly Bill No. 73, which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

SOL HILP,

*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

By Mr. Lozano:

Assembly Joint and Concurrent Resolution No. 7, relating to the question of good roads throughout the State.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

By Mr. Bachenberg:

WHEREAS, An extra session of the Legislature of the State of Nevada was called for the purpose of adjusting our state funds, but advertised to the world as a session made necessary by the extravagant use of public moneys, which had caused the bankruptcy of the State; and

WHEREAS, A movement started in the interest of economy and a better system of taxation in the State has been seized upon by the press of other States as an excuse for advertising that the great State of Nevada was bankrupt; and

WHEREAS, In truth the State School Fund and University Fund of Nevada have a surplus of over two and one-half million dollars in cash and bonds, and the current expenses of the State for the year 1912 were over thirty thousand dollars less than the income; therefore, be it

*Resolved*, That we deplore the false impression that has gone abroad relative to the finances of our State, and we call upon the press of the State to correct



the error and make it known that Nevada is amply supplied with the resources necessary to meet any and every obligation, and that she will ever be found in the ranks of the progressive States of the Union.

Resolution adopted.

House recessed for five minutes at 11:45 a. m.

### HOUSE IN SESSION

At 11:50 a. m.

#### INTRODUCTION AND FIRST READING

By Esmeralda Delegation:

Assembly Bill No. 117—An Act fixing the compensation of certain county officers of Esmeralda County, in the State of Nevada, regulating the appointments, number and compensation of their deputies and attachés, and requiring the said officers to make reports to the Board of County Commissioners of Esmeralda County, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

By Lander Delegation:

Assembly Bill No. 118—An Act fixing the salaries of the county officers of Lander County, State of Nevada, and other matters properly connected therewith.

On motion of Mr. Harris, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lander Delegation.

By Mr. Harris:

Assembly Bill No. 119—An Act providing for a state road to be known as the Nevada State Highway, and establishing a route therefor.

On motion of Mr. Harris, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Esmeralda Delegation:

Assembly Bill No. 120—An Act to amend an Act entitled "An Act fixing the salary of Constable in and for Goldfield Township, Esmeralda County, State of Nevada, and providing for payment thereof," approved March 20, 1909, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

By Mr. Forman:

Assembly Bill No. 121—An Act relating to the compensation of injured workmen in the industries of this State, and the compensation to their dependents where such injuries result in death, creating an Industrial Insurance Commission, providing for the creation and disbursement of funds for the compensation and care of workmen injured in the course of employment, and defining and regulating the liability

of employers to their employees, and repealing all Acts and parts of Acts in conflict with this Act.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

#### GENERAL FILE AND THIRD READING

Substitute for Assembly Bill No. 60.

On motion of Mr. Hummel, duly seconded, rules suspended, substitute considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Feely, Hunter, Kearns, Kelliher, Price, and Tranter—7.

On motion of Mr. Swezy, duly seconded, House recessed until 2 p. m.

House recessed at 12:10 p. m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Kelliher, Price, and Tranter, excused.

Roll-call of attachés.

All present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Lander Delegation has had Assembly Bill No. 118 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HARVEY E. HARRIS, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations has had Assembly Joint and Concurrent Resolution No. 5 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES, *Chairman.*

#### INTRODUCTION AND FIRST READING

By Mr. Holmes:

Assembly Bill No. 122—An Act to amend section 177 of an Act entitled "An Act concerning crimes and punishments and repealing certain Acts relating thereto," approved March 17, 1911, effective January 1, 1912.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title and referred to Committee on Public Morals.



## SECOND READING AND REFERENCE

Senate Bill No. 73.

No objection, referred to Committee on Judiciary.

Senate Bill No. 74.

No objection, referred to Committee on Judiciary.

Senate Bill No. 63.

No objection, referred to Committee on Judiciary.

Senate Joint and Concurrent Resolution No 6.

No objection, referred to Committee on Judiciary.

## GENERAL FILE AND THIRD READING

Senate Bill No. 16.

Mr. Williams offered the following amendment: Insert after the word "into" the words "Library Fund of the."

Amendment adopted.

Rules suspended, bill placed on third reading and final passage as amended, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Harrington, Hunter, Kinghorn, McBride, Price, and Tranter—6.

Substitute for Assembly Bill No. 60.

Mr. Hummel offered the following amendment to the title of the bill and to the bill: After the word "Act" in the second line of the title in original bill which reads as follows: "An Act to amend an Act entitled an Act to amend an Act entitled an Act," insert the words "to amend an Act."

Amendment adopted.

Assembly Bill No. 84.

On motion of Mr. Friedhoff of Lyon, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage as amended, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Forman, Kelliher, Kinghorn, McBride, Price, and Tranter—7.

On motion of Mr. Swezy, Senate Bill No. 34 was taken up out of order and placed on third reading and final passage.

Amendments to bill read and adopted.

Mr. Swezy moved the following amendment: Amend section 2, page 3 on line 3, by substituting the words "one dollar" for the words "fifty

cents." Amend line 10 on page 4 of printed bill in section 8 to read "one dollar" instead of "fifty cents."

Amendment adopted.

On motion of Mr. Swezy, duly seconded, Senate Bill No. 34 was made a special order for 3 p. m., Tuesday, February 25, 1913.

On motion of Mr. Ferguson, duly seconded, the House adjourned until 11 a. m., February 19, 1913.

House adjourned at 3:15 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*



## THE THIRTY-FIRST DAY

CARSON CITY (Wednesday), February 19, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

Prayer by Chaplain, Rev. Lloyd B. Thomas.

On motion of Mr. Harris, Journal reading was dispensed with, and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 35 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: That after paragraph 4, section 2, of the printed bill, paragraph 5 be inserted to read as follows: 5. Indian children who shall not have attended public school at least eighty days in the twelve months preceding the date of taking the census during the last preceding year.

W. G. HUNTER, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 80 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 107, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 102, and begs leave to report without recommendation.

Also, Senate Bill No. 27, and begs leave to report without recommendation.

Also, Senate Bill No. 26, and begs leave to report without recommendation.

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 104 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass, but if passed that it should be first amended as follows: In line 17 of the printed bill, after the word "absconds" insert the words "with intent to defraud and."

Also, Assembly Bill No. 92, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 39, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 106, and begs leave to report unfavorably on the same, with the recommendation that it be laid upon the table, on the ground that Assembly Bill No. 93 already passed by the House covers the same subject-matter.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

The Esmeralda Delegation has had Assembly Bill No. 120 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

Your Committee on Military and Indian Affairs has had Assembly Bill No. 44 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. A. KELLIHER, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 97 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

The Humboldt Delegation has had Senate Bill No. 39 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman.*

#### INTRODUCTION AND FIRST READING

By Churchill Delegation:

Assembly Bill No. 123—An Act to consolidate certain county offices in and for the county of Churchill, State of Nevada, to take effect on the first Monday in January, 1915.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Churchill Delegation.

By Mr. Lozano:

Assembly Bill No. 124—An Act for the relief of the City of Reno.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Davis of Nye:

Assembly Bill No 125—An Act to amend section 1 of an Act entitled "An Act to amend an Act entitled 'An Act to prevent pollution or contamination of the waters of the lakes, rivers, streams and ditches in the State of Nevada, prescribing penalties and making an appropriation to carry out the provisions of this Act,' approved March 20, 1903," and further approved March 12, 1907, March 24, 1909, and March 10, 1911.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Davis of Nye:

Assembly Bill No. 126—An Act to amend an Act entitled "An Act relating to children who are now or may hereafter become dependent, neglected or delinquent; to define these terms and to provide for the treatment, control, maintenance, protection, adoption and guardianship of the person of such child or children," approved March 24, 1909.

On motion of Mr. Davis, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Mr. Mighels:

Assembly Bill No. 127—An Act to amend an Act entitled "An Act to regulate and license the hunting of game birds and animals and the taking or catching of fish, and to provide revenue therefrom for game and fish preservation, and protection and to prescribe a penalty for the violation thereof, and to make an appropriation for the purpose of carrying out the objects of this Act," approved February 26, 1909.

On motion of Mr. Mighels, duly seconded, the rules were suspended,



reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

By Mr. Kelliher:

Assembly Bill No. 128—An Act defining commission merchants, providing for a license for the conduct of the business of commission merchants and the procedure for obtaining the same, also providing regulations for the conduct of the said business and for penalties for violation of this Act.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Kelliher:

Assembly Bill No. 129—An Act to regulate the use of drinking cups, glasses or vessels of any kind to be used in common, for the purpose of drinking therefrom on railroad trains, public schools, halls, churches and other places, and providing for the punishment for violation of this Act.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 118.

On motion of Mr. Harris, duly seconded the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Davis of Nye, Haight, and Oliver—3.

Assembly Bill No. 114.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Gardiner, Haight, and Oliver—3.

Assembly Bill No. 101.

On motion of Mr. Holmes, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Williams offered an amendment: Insert after the word "colts"

the word "burros," and after the word "colt" the word "burro" wherever these words occur.

Amendment adopted.

Bill passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Bachenberg, Gardiner, Haight, and Sullivan—4.

Mr. Holmes offered an amendment to title of Assembly Bill No. 101: After the words "wild horses" insert the word "burros."

Amendment adopted.

Assembly Bill No. 74.

On motion of Mr. Williams, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Haight, and Sullivan—4.

On motion of Mr. Fitzgerald, duly seconded, the House recessed until 2 p. m.

House recessed at 12:10 p. m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Schoer, excused.

Roll-call of attachés.

All present.

### SPECIAL ORDER

Substitute for Assembly Bill No. 26.

Moved and seconded that Assembly Rule No. 58 be suspended.

Motion lost.

On motion of Mr. Cole, duly seconded, rules suspended, Substitute for Assembly Bill No. 26 considered engrossed, and placed on third reading and final passage.

On motion of Mr. Kelliher, duly seconded, the House resolved itself into Committee of the Whole to take up such matters as might come before it and Substitute for Assembly Bill No. 26.

House in Committee of the Whole at 2:25 p. m., with Mr. Welshons in the chair.

Committee of the Whole arose at 3 p. m.



## HOUSE IN SESSION

At 3 p. m.

Mr. Speaker in the chair.

## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Substitute for Assembly Bill No. 26 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended.

C. B. WELSHONS, *Chairman.*

Report adopted.

Mr. Cole moved, duly seconded, that the word "and" in section 4, line 2, be stricken out and the word "or" be inserted in lieu thereof.

Carried.

Amendment to Substitute for Assembly Bill No. 26 by Mr. Harrington:

Add to section 5 the following: "Further, that said railroads shall have at all times prepared for immediate use, at the point from which relief is sent, appliances and material sufficient to render first aid to at least ten persons, at a cost not to exceed two hundred dollars."

Amendment adopted.

Bill passed, as amended, by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Schoer and Sullivan—2.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Humboldt Delegation has had Assembly Bill No. 86 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the attached amendment: SEC. 2. Any member of the County Commissioners shall do no inspecting or order any inspecting without the consent of all the Commissioners.

Also, Assembly Bill No. 87, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 33 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Joint and Concurrent Resolution No. 2 and Joint and Concurrent Resolution No. 1 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

## INTRODUCTION AND FIRST READING

By Mr. Brandon (by leave):

Assembly Bill No. 130—An Act to regulate hunting, fishing and the discharging of firearms within inclosed fields, providing a penalty therefor, and other matters relating thereto.

On motion of Mr. Brandon, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 115.

On motion of Mr. Friedhoff, duly seconded, Assembly Bill No. 115 was placed at the bottom of the file.

Assembly Bill No. 113.

On motion of Mr. Holmes, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Harrington, Hussman, McBride, Preston, Schoer, and Sullivan—7.

Assembly Bill No. 56.

Mr. Russell moved, duly seconded, that the rules be suspended, bill considered engrossed, placed on third reading and final passage, and that the amendment offered by Elko Delegation be adopted.

Carried.

Bill passed as amended by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Preston, Price, Reynolds, Russell, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Harrington, Harris, Hummel, Hussman, Mighels, McBride, Oliver, Schoer, Sullivan, and Swezy—10.

Assembly Bill No. 53.

On motion of Mr. Lozano, duly seconded, rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Kinghorn offered the following amendment: In line 22 of the printed bill, strike out the words "*femme sole*," and insert in lieu thereof the words "single woman."

Amendment adopted.

Bill passed as amended by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—41.

NAYS—Messrs. Adams, Bachenberg, Feely, Fitzgerald of Elko, Friedhoff of Lyon, Hunter, and Winslow—7.

Absent—Messrs. Harris, Hussman, Oliver, Schoer, and Sullivan—5.



Assembly Bill No. 112.

On motion of Mr. Friedhoff of Washoe, duly seconded, Assembly Bill No. 112 was placed at the bottom of the file.

Assembly Bill No. 46.

On motion of Mr. Russell, duly seconded, bill considered engrossed, and placed on third reading and final passage as amended.

Bill passed as amended by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Goodman, Haight, Harrington, Hash, Holmes, Hunter, Kearns, Kelliber, Lee, Liddell, Lozano, McCarthy, Oliver, Price, Reynolds, Russell, Swezy, Todd, Williams, Wilson, Winslow, Wright, and Mr. Speaker—33.

NAYS—Messrs. Bachenberg, Buol, Davis of Humboldt, Feely, Fitzgerald of Elko, Friedhoff of Washoe, Gardiner, Grimes, Hummel, Kinghorn, LaPoint, Mighels, McBride, Preston, Tranter, and Welshons—16.

Absent—Messrs. Harris, Hussman, Schoer, and Sullivan—4.

Substitute for Assembly Bill No. 62.

On motion of Mr. Friedhoff of Lyon, duly seconded, the bill was referred to Lyon Delegation.

On motion of Mr. Wright, duly seconded, the House adjourned to 11 a. m., February 20, 1913.

House adjourned at 3:55 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE THIRTY-SECOND DAY

CARSON CITY (Thursday), February 20, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Lloyd B. Thomas.

On motion of Mr. Swezy, reading of the Journal was dispensed with, and same approved.

The Sergeant-at-Arms announced a message from the Senate.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 50, 63, 79, and 101 with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 61 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass. In our opinion the mischief which this bill is designed to remedy can be sufficiently covered by bills amending existing statutes so as to provide that no person shall be eligible to appointment either as Deputy Sheriff or Deputy Constable until he shall have been a resident of the State of Nevada for at least six months, and we annex hereto bills prepared by the Judiciary Committee to make such amendments to existing laws.

Also, Assembly Bill No. 85, and begs leave to report favorably on the same, with the recommendation that it do pass after being amended in the following particulars: Insert after the word "person" in the first line of section 1 the words "not doing a banking business"; insert in the fifth line of section 1 before the word "person" the word "such"; at the end of section 4, change the period to a comma, and add "but shall not apply to actions brought by the personal representative or representatives of a decedent."

Also, Assembly Bill No. 88, and begs leave to report unfavorably on the same, with the recommendation that the attached bill be substituted therefor and that the said substitute bill do pass.

Also, Assembly Bill No. 103, and begs leave to report favorably on the same, with the recommendation that it do pass, with the following amendments: Strike from the title everything after the figures 1875. Strike out all of section 2 of the bill, which commences on the first page of the bill.

Also, Senate Bill No. 63, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 74, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Joint and Concurrent Resolution No. 6, and begs leave to report unfavorably on the same, with the recommendation that it do not pass, in view of the fact that two bills on the same subject are already pending.

Also, Senate Bill No. 73, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. FORMAN, *Chairman.*



*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 111 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

The Churchill Delegation has had Assembly Bill No. 123 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. W. FERGUSON,  
W. C. GRIMES.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 57—An Act authorizing the purchase for the office of the Attorney-General of the State of Nevada additional steel book-stacks and filing-cases, and providing an appropriation therefor—which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Substitute for Senate Bill No. 41—An Act to make unlawful the running at large of live stock upon the enclosed public roads or highways of certain counties, or the straying, feeding or picketing of live stock thereon; to provide for the disposal of such animals and for the punishment of violations of this Act—which passed the Senate this day by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Senate Bill No. 61—An Act to reimburse the United States of America for military property lost by the State of Nevada, and to purchase from the United States of America, as relics, certain obsolete ordnance and ordnance stores now in possession of the State of Nevada—which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 70—An Act appropriating four thousand eight hundred dollars for the support and maintenance of the Florence Crittenton Mission of Nevada, Incorporated, located at Reno, Washoe County, Nevada—which passed the Senate this day by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Senate Bill No. 78—An Act for the relief of Wellington Bowen—which passed the Senate this day by the following vote: Yeas, 18; nays, none; excused, 4.

Also, I have the honor herewith to return to your honorable body Assembly Bill No. 59, which passed the Senate this day by the following vote: Yeas, 18; nays, none; excused, 4.

Also, to present for the consideration of your honorable body Senate Bill No. 67—An Act to regulate the sale and use of poisons in the State of Nevada, and providing a penalty for the violation thereof—which passed the Senate this day by the following vote, as amended: Yeas, 21; nays, none; excused, 1.

Also, I have the honor herewith to return Senate Joint and Concurrent Resolution No. 5, the Senate refusing to concur in Assembly amendment.

SOL HILP,  
*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

By Mr. Kinghorn:

That the adjournment of the Assembly, following the afternoon session of this date, be until 11 a. m. Monday, February 24, and that the Senate be notified to that effect. And that when adjournment is had on Friday, February 28, such adjournment shall be until 11 a. m. Saturday, March 1, which will be the fortieth legislative day.

Resolution adopted.

By Mr. Welshons:

*Resolved.* That the chairman of the Committee of Contingent Expenses be and is hereby authorized and directed to arrange for the installation of a telephone to be placed in the Assembly Sergeant-at-Arms' room, for the use of the members of the Senate and Assembly during the remainder of the session.

Resolution adopted.

By Mr. Winslow:

*Resolved*, That the chairman of the Assembly Committee on Enrollment of the Twenty-sixth Session of the Nevada Legislature is hereby authorized to employ all necessary assistance for the enrollment of Assembly bills and resolutions, subject to the provisions of that certain Act providing for copying, engrossing and enrolling in Senate and Assembly, approved March 6, 1893, section 4125 of the Revised Laws.

Resolution adopted.

House recessed for five minutes, at 11:25 a. m.

## HOUSE IN SESSION

At 11:30 a. m.

### SPECIAL ORDER

On motion of Mr. Welshons, duly seconded, the special order was vacated and reset for Tuesday at 2 p. m., February 25, 1913, for Assembly Joint and Concurrent Resolution No. 4.

### PRESENTATION OF PETITIONS

Petition from Elko County, on care of delinquent boys.

Petition placed on file.

Petition from White Pine County, on the preservation of game.

Sent to Fish and Game Committee.

### INTRODUCTION AND FIRST READING

By Mr. Baird:

Assembly Bill No. 131—An Act fixing and regulating the compensation of the District Attorney and ex officio Public Administrator in and for White Pine County, Nevada, and repealing all Acts and parts of Acts in conflict therewith.

On motion of Mr. Baird, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to White Pine Delegation.

By Mr. Sullivan:

Assembly Bill No. 132—An Act to authorize the deposit of state moneys in banks of this State, and to repeal all Acts and parts of Acts in conflict with this Act.

On motion of Mr. Sullivan, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Schoer:

Assembly Bill No. 133—An Act to reimburse George E. Anderson for unpaid services rendered the State of Nevada during the year 1912, the said services being unpaid because of insufficient appropriation by the Legislature of 1911.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

By Mr. Gardiner:

Assembly Bill No. 134—An Act providing, in certain cases, for actions for separate maintenance by the wife against her husband, permitting



suitable allowances for the prosecution of the action and for the support and custody of the children, and establishing the remedies, procedure and venue in such actions.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Gardiner:

Assembly Bill No. 135—An Act providing for original proceedings in the Supreme Court of the State of Nevada to secure rulings from that court upon the constitutionality or interpretation of Acts of the Legislature of said State, and the effect of such rulings.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Gardiner:

Assembly Bill No. 136—An Act providing that no supplies, binding or printing shall be furnished by the State Printer except upon written orders therefor by the Board of Examiners, for the furnishing of bills therefor by the State Printer and for a publication of the totals of such bills by the State Printer, by the State Controller, and by all persons as defined in this Act receiving such supplies, binding or printing.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Printing.

By Judiciary Committee:

Assembly Bill No. 137—An Act relating to the time of performance of certain acts provided to be done either by law or contract when the day of performance falls upon a holiday or a nonjudicial day.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Judiciary Committee:

Assembly Bill No. 138—An Act to amend an Act entitled "An Act to amend section 1 of an Act entitled 'An Act authorizing ministerial officers to appoint deputies,' the same being section 2451 of the Compiled Laws of Nevada, 1900," approved February 25, 1905.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Judiciary Committee:

Assembly Bill No. 139—An Act to amend An Act entitled "An Act relating to Sheriffs," approved November 28, 1861.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Oliver:

Assembly Bill No. 140—An Act creating a Bureau of Labor and Agricultural Statistics, making the Attorney-General ex officio Commissioner thereof, providing for the appointment of a Deputy Commissioner and

other employees, defining their duties and fixing their salaries, providing a penalty for the violation of its provisions, and other matters relating thereto.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Tranter:

Assembly Bill No. 141—An Act to prohibit gift enterprises and to provide punishment for a violation of the same.

On motion of Mr. Tranter, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Trade and Manufactures.

By Mr. Schoer.

Assembly Bill No. 142—An Act authorizing a state loan.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Holmes:

Assembly Bill No. 143—An Act to amend section 1 of article 2, section 3 of article 4, section 1 of article 8, section 2 of article 11, and section 1, 2 and 10 of article 12 of an Act entitled "An Act to incorporate the Town of Reno in Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor and other matters relating thereto," as amended March 13, 1905.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Churchill Delegation:

Assembly Bill No. 144—An Act concerning certain county officers in the county of Churchill, State of Nevada, fixing the salaries and compensation, and other matters properly relating thereto.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Churchill Delegation.

By Mr. Kearns:

Assembly Bill No. 145—An Act to require the sprinkling of dry ore and rock in mines and ore-houses, compelling the installation of devices therefor, and placing a penalty for violation thereof.

On motion of Mr. Kearns, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

#### SECOND READING AND REFERENCE

Senate Bill No. 57.

No objection, referred to Committee on Ways and Means.

Senate Joint and Concurrent Resolution No. 5.

No objection, referred to Committee on Ways and Means.



Senate Bill No. 66.

No objection, referred to Committee on Judiciary.

Senate Bill No. 78.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 70.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 61.

No objection, referred to Committee on Ways and Means.

On motion of Mr. Haight, duly seconded, the House recessed until 2 p. m.

House recessed at 12:05 p. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Bachenberg, excused.

Mr. Swezy moved, duly seconded, that Rule 58 be temporarily suspended.

Motion lost.

### INTRODUCTION AND FIRST READING

By Mr. Haight:

Assembly Bill No. 140—An Act to amend an Act entitled "An Act to fix the state tax levy and to distribute the same in the proper funds," approved March 18, 1911.

On motion of Mr. Haight, duly seconded, rules suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

Mr. Sullivan moved, duly seconded, that Assembly Bill No. 10, special order, be vacated to Monday, February 24, at 2:30 p. m.

Carried.

Substitute for Senate Bill No. 45.

No objection, referred to Churchill Delegation.

Senate Joint and Concurrent Resolution No. 5.

No objection, referred to Committee on Ways and Means.

The Sergeant-at-Arms announced message from the Senate.

Mr. Harrington moved that the House do not recede from amendment to Senate Joint and Concurrent Resolution No. 5.

Carried.

Mr. Harrington moved that a Conference Committee of three be appointed by the House to confer with Senate committee on Joint and Concurrent Resolution No. 5.

Carried.

The Speaker appointed Messrs. Harrington, Adams, and Holmes as such committee.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bill No. 119 under

consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Mr. Swezy dissents from the majority report upon Assembly Bill No. 119, and begs leave to report unfavorably upon the same, with the recommendation that it do not pass.

FRANK WILLIAMS, *Chairman.*

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 56—An Act relating to the issuance of permits for the appropriation of water where the works to be constructed under such permits or the point of diversion or place of intended use are situated without the State of Nevada—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

Also, Senate Joint and Concurrent Resolution No. 2, relative to the receivership of the State Bank and Trust Company, which passed the Senate this day by the following vote: Yeas, 14; nays, 8.

Also, Senate Bill No. 59—An Act to amend section 8 of an Act entitled "An Act in relation to County Treasurers," approved November 29, 1861—which passed the Senate this day by the following vote: Yeas, 20; nays, none; excused, 2.

Also, I have the honor to inform your honorable body that the Senate has this day concurred in Assembly amendment to Senate Bill No. 16.

SOL HILP,

*Assistant Secretary of the Senate.*

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 127 under consideration, and begs leave to report unfavorably on the bill, with the recommendation that it do not pass.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 17 and 73 with the engrossed copies, and finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Joint and Concurrent Resolution No. 7, relative to adjournment.

SOL HILP,

*Assistant Secretary of the Senate.*

On motion of Mr. Harrington, duly seconded, Senate Joint and Concurrent Resolution No. 7 was taken up out of order, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Davis of Humboldt, Grimes, and Price—3.

Assembly Bill No. 107.

On motion of Mr. Holmes, duly seconded, Assembly Bill No. 107 was referred to Committee of the Whole.



On motion of Mr. Swezy, duly seconded, Assembly Bill No. 39 was referred to Committee of the Whole.

#### INTRODUCTION AND FIRST READING

Assembly Bill No. 92.

On motion of Mr. Holmes, duly seconded, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—47.

NAYS—Messrs. Bachenberg, Feely, and Friedhoff of Washoe—3.

Absent—Messrs. Grimes, Swezy, and Wright—3.

Assembly Bill No. 104.

On motion of Mr. Williams, duly seconded, the amendment offered by the Judiciary Committee was adopted.

On motion of Mr. Hummel, duly seconded, bill considered engrossed, and placed on third reading and final passage.

Bill lost by the following vote:

YEAS—Messrs. Cole, Feely, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Harrington, Harris, Hummel, Hunter, Kearns, Lee, Mighels, McCarthy, Oliver, Preston, Price, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—24.

NAYS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Ferguson, Fitzgerald of Eureka, Forman, Gardiner, Grimes, Haight, Hash, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, Liddell, Lozano, McBride, Reynolds, Russell, Schoer, Sullivan, Swezy, and Welshons—28.

Absent—Mr. Wright.

Assembly Bill No. 102.

On motion of Mr. Hash, duly seconded, bill laid on table.

Assembly Bill No. 80.

On motion of Mr. Lee, duly seconded, bill considered engrossed and placed on third reading and final passage.

On motion of Mr. Bachenberg the House took a recess for ten minutes.

House recessed at 3:10 p. m.

#### HOUSE IN SESSION

At 3:20 p. m.

Mr. Speaker in the chair.

On motion of Mr. Preston, Assembly Bill No. 80 was indefinitely postponed.

On motion of Mr. Mighels, duly seconded, Assembly Bill No. 106 was laid on the table.

Assembly Bill No. 97.

On motion of Mr. Buol, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis

of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Bachenberg, Gardiner, and McBride—3.

On motion of Mr. Russell, duly seconded, Senate Bill No. 33 was taken up out of order.

Senate Bill No. 33.

Rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent—Mr. Gardiner.

Assembly Bill No. 120.

On motion of Mr. Oliver, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko and Gardiner—2.

The Sergeant-at-Arms announced a message from the Senate.

Assembly Bill No. 79.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 79 was taken up out of order and made a special order for Monday at 11:30 a. m., February 24, 1913.

Assembly Bill No. 35.

On motion of Mr. Russell, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Russell, duly seconded, committee amendment was adopted.

Mr. Russell offered the following amendment to the bill: In section 1, line 6, strike out the word "employing" and in line 7 strike out the words "three or more regular teachers." In lines 9 and 10 strike out the words "employing fewer than three regular teachers" and insert in lieu thereof the words "having fewer than thirty school census."

Amendment adopted.

Roll-call on Assembly Bill No. 35, as amended:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Gardiner, Goodman, Grimes, Haight, Harring-



ton, Harris, Hash, Holmes, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—42.

**NAYS**—Messrs. Adams, Bachenberg, Davis of Humboldt, Feely, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, and Wilson—8.

Absent—Messrs. Hummel, Hunter, and Sullivan—3.

Assembly Bill No. 86.

On motion of Mr. LaPoint, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Lozano offered the following amendment: "SEC. 2. No member of the Board of County Commissioners shall do any inspecting or order any inspecting without the consent of a majority of said board."

Amendment adopted.

Roll-call on Assembly Bill No. 86:

**YEAS**—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

**NAYS**—None.

Absent—Messrs. Fitzgerald of Eureka, Gardiner, Haight, Harrington, Harris, Hunter, and Sullivan—7.

Assembly Bill No. 33 referred to Committee of the Whole.

On motion of Mr. Swezy, the House took a recess for five minutes at 4:20 p. m.

## HOUSE IN SESSION

At 4:25 p. m.

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 64—An Act to amend section 102 and to repeal section 106 of an Act entitled "An Act providing a general corporation law," approved March 16, 1903—which passed the Senate this day by the following vote: Yeas, 20; nays, 1; excused, 1.

Also, Senate Substitute for Senate Bill No. 54—An Act concerning the payment of salaries of state officers or commissioners—which passed the Senate this day by the following vote: Yeas, 21, nays, none; excused, 1.

Also, I have the honor herewith to return to your honorable body Assembly Bill No. 54, which passed the Senate this day by the following vote as amended: Yeas, 22; nays, none.

**SOL HILP,**

*Assistant Secretary of the Senate.*

On motion of Mr. Cole, duly seconded, the Assembly concurred in the Senate amendment to Assembly Bill No. 54.

### GENERAL FILE AND THIRD READING

Assembly Bill No. 87.

On motion of Mr. LaPoint, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

**YEAS**—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Harrington, Hash, Holmes, Hummel, Hussman,

Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Fitzgerald of Eureka, Gardiner, Grimes, Haight, Harris, Hunter, McBride, Sullivan, and Wilson—10.

Mr. LaPoint moved, duly seconded, to strike out the words "these Acts;" and that the words "this Act" be inserted in lieu thereof in the title of Assembly Bill No. 87.

Carried.

On motion of Mr. Forman, duly seconded, Senate Bill No. 23 was referred to Committee on Judiciary.

Assembly Bill No. 115.

On motion of Mr. Russell, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Harrington, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—40.

NAYS—Mr. Adams.

Absent—Messrs. Bachenberg, Fitzgerald of Elko, Fitzgerald of Eureka, Gardiner, Grimes, Haight, Harris, Hunter, McBride, Sullivan, Swezy, and Wilson—12.

Mr. Harrington moved, duly seconded, to insert in the title of Assembly Bill No. 115 before the word "government" the words "support of the."

Carried.

Assembly Bill No. 112.

On motion of Mr. Russell, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Lozano moved, duly seconded, that in section 11, line 2 of the printed bill, to insert the words "and the defendant," after the word "had."

Carried.

Roll-call on Assembly Bill No. 112 as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Harrington, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Fitzgerald of Eureka, Gardiner, Grimes, Haight, Harris, Hunter, McBride, Sullivan, and Wilson—10.

On motion of Mr. Kinghorn, duly seconded, House adjourned to time set by resolution.

House adjourned at 5 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE THIRTY-SIXTH DAY

CARSON CITY (Monday), February 24, 1913.

House called to order at 11 a. m.

Speaker pro tem in the chair.

Roll-call of members.

All present except Messrs. Kearns, Russell, and Mr. Speaker, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

On motion of Mr. Swezy, further reading of Journal dispensed with and Journal approved.

The Sergeant-at-arms announced message from the Senate.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 3 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.**Mr. Speaker:*

The White Pine Delegation has had Assembly Bill No. 131 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman.**Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 99 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 55, which passed the Senate this day by the following vote: Yeas, 15; nays, 6; excused, 1.

Also, Assembly Bill No. 30, which passed the Senate this day by the following vote: Yeas, 18, nays, none; excused, 4.

Also, Assembly Bill No. 118, which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Bill No. 84, which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Bill No. 68, which passed the Senate this day by the following vote: Yeas, 21; nays, none; excused, 1.

Also, to present for the consideration of your honorable body Substitute for Senate Bill No. 37—An Act to amend sections 8, 16 and 17 of an Act entitled "An Act to fix the state tax levy and to distribute the same in the proper funds," approved March 18, 1911—which passed the Senate this day by the following vote, as amended: Yeas, 22, nays, none.

Also, Senate Substitute for Senate Bill No. 49—An Act amending section 5 of an Act entitled "An Act providing for the protection and preservation of game, and repealing all Acts and parts of Acts in conflict herewith," approved March 24, 1909—which passed the Senate this day by the following vote, as amended: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 83—An Act to amend section 1 of an Act entitled "An

Act to authorize the Board of County Commissions of Lincoln County, Nevada, to empower the Board of Fire Commissioners of the town of Caliente, in said county, to issue bonds for the purpose of paying off the outstanding indebtedness of said town, incurred on account of installing a system of water supply for said town, and to complete and perfect the same," approved March 18, 1911—which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 80—An Act to authorize the Board of School Trustees of School District No. 4, Churchill County, State of Nevada, to issue bonds for the purpose of installing water and sewer connections in the public school building of said District No. 4 in the city of Fallon and owned by said district, and matters properly connected therewith—which passed the Senate this day by the following vote: Yeas, 22; nays, none.

SOL HILP,

*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

By Mr. Adams:

*Resolved*, That in view of the fact that all opinions and views as expressed in the Assembly are presumed to be honest, and in consideration of the fact that differences of opinion make the world go round, it is hereby resolved that in the prayer as offered by the Chaplain each legislative day at the outset of our deliberations reference to pending measures or anticipated measures be eliminated; and be it further

*Resolved*, That no construction be placed on the import of this resolution that in any way would cast reflection upon the office of Chaplain as ordinarily filled.

Resolution adopted.

House recessed for five minutes at 11:15 a. m.

#### HOUSE IN SESSION

At 11:20 a. m.

Mr. Speaker in the chair.

#### INTRODUCTION AND FIRST READING

By Mr. Swezy:

Assembly Bill No. 147—An Act to make it a misdemeanor for any person, company, firm, copartnership or corporation or the agent or representative thereof to discharge any employee for having assigned his or her salary or wages or a part thereof, and providing a punishment for the violation of this Act.

On motion of Mr. Swezy, duly seconded, rules suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Fitzgerald of Eureka:

Assembly Joint and Concurrent Resolution No. 8, relative to the Newlands river irrigation bill. .

On motion of Mr. Fitzgerald, duly seconded, rules suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Federal Relations.

By Mr. Fitzgerald of Eureka:

Assembly Bill No. 148—An Act to amend section 287 of an Act entitled "An Act to regulate proceedings in civil cases in this State and to repeal all other Acts in relation thereto," approved March 17, 1911, the same being section 5329 of the Revised Laws of Nevada, 1912.

On motion of Mr. Fitzgerald, duly seconded, rules suspended, reading



so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Fitzgerald of Eureka:

Assembly Bill No. 149—An Act fixing the salary and compensation for official services of the Justice of the Peace of Palisade Township, Eureka County, Nevada.

On motion of Mr. Fitzgerald, duly seconded, rules suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Eureka Delegation.

#### SECOND READING AND REFERENCE

Substitute for Senate Bill No. 48.

No objection, bill referred to Committee on Fish and Game.

Senate Bill No. 83.

No objection, bill referred to Lincoln Delegation.

Senate Bill No. 80.

No objection, bill referred to Churchill Delegation.

Senate Bill No. 57.

No objection, referred to Committee on Ways and Means.

Substitute for Senate Bill No. 54.

No objection, referred to Committee on Judiciary.

Senate Bill No. 64.

No objection, referred to Committee on Corporations and Railroads.

Senate Joint and Concurrent Resolution No. 2.

No objection, referred to Committee on Banks and Banking.

Senate Bill No. 56.

No objection, referred to Committee on Judiciary.

Senate Bill No. 59.

No objection, referred to Committee on Judiciary.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 79.

On motion of Mr. Cole, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—50.

NAYS—None.

Absent—Messrs. Kearns, Russell, and Mr. Speaker—3.

Assembly Joint and Concurrent Resolution No. 5.

On motion of Mr. Harrington, duly seconded, resolution considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of

Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—48.

NAYS—None.

Absent—Messrs. Harris, Kearns, Kelliher, Russell, and Mr. Speaker—5.

Assembly Bill No. 123.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—50.

NAYS—None.

Absent—Messrs. Kearns, Russell, and Mr. Speaker—3.

Mr. Cole in the chair.

Assembly Bill No. 103.

On motion of Mr. Gardiner, rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Report of Judiciary Committee adopted.

Roll-call on Assembly Bill No. 103, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—47.

NAYS—Mr. Fitzgerald of Elko.

Absent—Messrs. Bachenberg, Harrington, Kearns, Russell, and Mr. Speaker—5.

On motion of Mr. Oliver, duly seconded, the House recessed until 2 p. m.

House recessed at 12:05 p. m.

## HOUSE IN SESSION

At 2 p. m.

Speaker pro tem in the chair.

Roll-call of members.

All present except Mr. Russell and Mr. Speaker, excused, and Messrs. Fitzgerald of Elko, and Kearns, absent.

Roll-call of attachés.

All present.

### INTRODUCTION AND FIRST READING

Mr. Swezy moved, duly seconded, to temporarily suspend Assembly Rule No. 58.

Carried.

Mr. Cole in the chair.

By Mr. Williams:

Assembly Bill No. 150—An Act to authorize the Board of County Com-



missioners of Clark County, Nevada, to issue bonds for the purpose of raising moneys with which to improve and maintain a public road in the Goodsprings road district in said county.

On motion of Mr. Williams, duly seconded, rules suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark Delegation.

By Mr. Winslow:

Assembly Bill No. 151—An Act authorizing the purchase and the placing of linoleum on the floor of the office of Secretary of State of the State of Nevada, and to make an appropriation therefor.

On motion of Mr. Winslow, duly seconded, rules suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Welshons:

Assembly Bill No. 152—An Act to provide for the creation of the Humboldt Irrigation District, and relating to the waters of the Humboldt River and its tributaries, and providing for the reclamation, irrigation, and drainage of the land therein and the development of water power, also providing for the powers and management of said district, for the assessment and collection of benefits created thereby, and for the levy and collection of taxes, water rates and power rates therein.

On motion of Mr. Welshons, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

#### MOTIONS AND RESOLUTIONS

By Mr. Friedhoff of Lyon:

*Resolved*, That the Assembly recommends to his Excellency, Tasker L. Oddie, the appointment of E. A. Kelliher as a member of the Governor's Staff.

Resolution adopted.

Mr. Kelliher was appointed a committee of one to notify the Governor of the adoption of the resolution.

#### SECOND READING AND REFERENCE

Senate Bill No. 37.

No objection, bill referred to Committee on Judiciary.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 88.

Mr. Baird moved that substitute be adopted, rules suspended, substitute bill be considered engrossed, and placed on third reading and final passage.

Carried.

On motion of Mr. Forman, Substitute for Assembly Bill No. 88 was referred to Committee on Judiciary.

Assembly Bill No. 61.

On motion of Mr. Adams, duly seconded, Assembly Bill No. 61 was laid on the table.

Assembly Bill No. 10.

On motion of Mr. Sullivan, duly seconded, Assembly Bill No. 10 was referred to Committee of the Whole.

On motion of Mr. Harris, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bills Nos. 10, 107, 39, and 33.

House in Committee of the Whole at 2:35 p. m., with Mr. Harrington in the chair.

Committee arose at 3:40 p. m.

## HOUSE IN SESSION

Speaker pro tem in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 10 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, with the following amendments: Amend section 5 as follows: "The word expense or expenses in this bill shall not be construed to include, and shall not include, the personal, traveling and living expenses of the candidate, or the postage, telegraph or telephone expenses of such candidate." Also, amend section 5, line 10, by adding after the word "nominate," these words: "*provided*, that candidates for any office may expend the sum of \$150"; in line 18 of section 21 strike out the word "apparent"; in line 3 of section 33 strike out the word "designated;" and insert in lieu thereof the word "designed."

Also, Assembly Bill No. 33, and recommends that it be laid on the table.

Also, Assembly Bill No. 39, and recommends that it be laid on the table.

Also, Assembly Bill No. 107, with the recommendation that it do pass.

W. P. HARRINGTON, *Chairman.*

On motion of Mr. Harrington, duly seconded, the report of the Committee of the Whole was adopted.

Mr. Harrington moved, duly seconded, that the rules be suspended, Assembly Bill No. 10 be considered engrossed, and placed on third reading and final passage.

Carried.

Mr. Mighels offered the following amendment: Strike out all following on line 6, section 24, from the word "person" to the word "organization" on line 17 of the printed bill.

Carried.

Mr. Mighels offered the following amendment: In section 33, page 16, of the printed bill, strike out lines 1 to 9, ending at the word "no."

Lost.

Mr. Liddell moved, duly seconded, to amend section 33, line 3, page 16 of the printed bill, by striking out the word "tend," and inserting the words "or tends" in lieu thereof.

Carried.

Mr. Mighels moved to amend section 34 by striking out in line 27 at the word "but" to the word "person" on line 38.

Lost.

Mr. Kinghorn moved to strike out section 44.

Lost.

Mr. Harris offered the following amendment, to add another section to be section 45 of Assembly Bill No. 10:

SEC. 45. If any section or clause of this Act shall be held unconstitutional it shall not affect or invalidate any other part of this Act.

Amendment adopted.



Mr. Kinghorn moved, duly seconded, to strike out the enacting clause of Assembly Bill No. 10.

Mr. Sullivan moved, duly seconded, to table the motion of Mr. Kinghorn to strike out the enacting clause of Assembly Bill No. 10.

Motion carried by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Nye, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—35.

NAYS—Messrs. Adams, Bachenberg, Buol, Davis of Humboldt, Ferguson, Fernald, Grimes, Hunter, Kelliher, Kinghorn, McBride, Preston, Schoer, and Swezy—14.

Absent—Messrs. Fitzgerald of Elko, Kearns, Russell, and Mr. Speaker—4.

Roll-call on Assembly Bill No. 10, as amended:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, and Wright—36.

NAYS—Messrs. Adams, Bachenberg, Buol, Davis of Humboldt, Ferguson, Friedhoff of Lyon, Grimes, Hash, Hummel, Kinghorn, Preston, Swezy, and Welshons—13.

Absent—Messrs. Fitzgerald of Elko, Russell, Kearns, and Mr. Speaker—4.

Assembly Bill No. 85.

On motion of Mr. Haight, duly seconded, the amendment of Judiciary Committee was adopted.

On motion of Mr. Haight, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—47.

NAYS—None.

Absent—Messrs. Bachenberg, Fitzgerald of Elko, Kearns, Mighels, Russell, and Mr. Speaker—6.

On motion of Mr. LaPoint, duly seconded, Senate Bill No. 39 was made a special order for Wednesday, February 26, 1913, at 2:30 p. m.

Assembly Bill No. 119.

Minority report withdrawn.

On motion of Mr. Haight, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Cole offered the following amendment: Amend section 1 by adding thereto the following words: "Also, commencing at Ely and thence southwesterly to Hot Creek and Tonopah, Nye County, thence to Goldfield, Esmeralda County, and thence in said county to Lida, and thence to the California line near Palmetto, Nevada, in said Esmeralda County."

Amendment adopted.

Mr. Liddell offered the following amendment: In line 2, section 1, strike out the word "The" before "Nevada" and insert in lieu thereof the article "a."

Roll-call demanded on the amendment to Assembly Bill No. 119, and amendment lost by the following vote:

YEAS—Messrs. Davis of Humboldt, Fernald, Lee, Liddell, McBride, McCarthy, Price, Schoer, and Welshons—9.

NAYS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lozano, Mighels, Oliver, Preston, Reynolds, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Wright—37.

Absent—Messrs. Bachenberg, Fitzgerald of Elko, Hash, Hummel, Kearns, Russell, and Mr. Speaker—7.

Roll-call on Assembly Bill 119, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, and Winslow—45.

NAYS—Messrs. Fernald and Schoer—2.

Absent—Messrs. Fitzgerald of Elko, Hummel, Kelliher, Russell, Wright, and Mr. Speaker—6.

On motion of Mr. Adams, duly seconded, the House adjourned to 11 a. m., February 25, 1913.

House adjourned at 5 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE THIRTY-SEVENTH DAY

CARSON CITY (Tuesday), February 25, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Harris and Kearns.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

On motion of Mr. Friedhoff of Lyon, duly seconded, reading of the Journal dispensed with, and same considered read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 130 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended: Amend section 3 of said Act by inserting at the end of said section 3 the words "provided, that it shall be unlawful for any person to hunt with a shotgun within two hundred and fifty yards of any feeding corral wherein live stock are being fed, and any person violating the provisions of this proviso shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in section 2 of this Act."

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 15 under consideration, and asks to have majority report favorably on the same adopted, and that it do pass.

Also, Senate Bill No. 3, and asks to have majority report favorably on the same adopted, and that it do pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Trade and Manufactures has had Assembly Bill No. 141 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE FRIEDHOFF, *Chairman.*

*Mr. Speaker:*

The Eureka Delegation has had Assembly Bill No. 149 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: That wherever the words "one hundred dollars" appear the words "seventy-five dollars" shall be substituted therefor.

SPENCER REYNOLDS, *Chairman.*

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 121 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 89, and recommends that it be laid on the table.

GEO. A. COLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment has had the following bills under consideration, and begs leave to report that the same have been carefully examined and compared, and have been found to be properly engrossed: Assembly Bill No. 46, Substitute for Assembly Bill No. 26, Assembly Bill No. 56, and the same are returned herewith.

FRANK J. KINGHORN, *Vice-Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 70, Assembly Bill No. 142, Assembly Bill No. 124, Senate Bill No. 78, Senate Bill No. 61, Assembly Bill No. 132, and Assembly Bill No. 47 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 90, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendments: Amend section 1 by adding thereto at the end of the last line: "Nothing herein shall be construed to prohibit the leaving in charge of a store, dispensary, pharmacy, laboratory or office for the sale, dispensing or compounding of drugs, medicines or chemicals, or for the dispensing of prescriptions, any person other than those herein mentioned; *provided, however*, that such person so left in charge shall not engage in the compounding of drugs, medicine or chemicals or the preparation of prescriptions of medical practitioners." And that sections 24 and 25 be stricken out and that section 26 be numbered 24.

JOHN J. SCHOER, *Chairman*.

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 135, Substitute for Assembly Bill No. 88, Assembly Bill No. 134, Assembly Bill No. 139, Assembly Bill No. 138, Assembly Bill No. 137 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 148, and recommends that it do pass after the enacting clause is inserted therein.

Also, Substitute for Senate Bill No. 23, and begs leave to report favorably on the same, with the recommendation that it do pass after having been amended as follows: In lines 1 and 2 of the printed bill strike out the words "who shall procure a female inmate for a house of prostitution or." In line 4 of section 1 of the printed bill strike out the word "promises." Add to section 2 of the printed bill "upon the trial of any offense mentioned in this section a wife shall be a competent witness for or against the husband with or without his consent and may be compelled so to testify." Strike out all of section 7.

WM. FORMAN, *Chairman*.

*Mr. Speaker:*

The Churchill Delegation has had Assembly Bill No. 144 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 80, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. W. FERGUSON,  
W. C. GRIMES.

*Mr. Speaker:*

The Elko Delegation has had Senate Bill No. 53 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE B. RUSSELL, *Chairman*.

*Mr. Speaker:*

The Clark Delegation has had Assembly Bill No. 150 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRANK WILLIAMS, *Chairman*.

On motion of Mr. Bachenberg, duly seconded, Assembly Bill No. 47 was made a special order for 3:30 p. m., February 25, 1913.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 99—An Act repealing the Act creating the Bureau of Industry, Agriculture and Irrigation—which passed the Senate by the following vote: Yeas, 18; nays, 2; excused, 2.

Also, Senate Bill No. 98—An Act to amend section 5 of an Act entitled "An Act to provide for a county high school in the city of Ely, Nevada, for the purchase of a site, and the erection, furnishing and equipment of a building for such school, for the issuance and payment of bonds for the creation of a fund for the



purchase of such site, the erection, furnishing and equipment of such building and the establishing and maintaining of such school—which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 97—An Act to amend an Act entitled "An Act creating a State Board of Health, defining their duties, prescribing the manner of the appointment of its officers, fixing their compensation and making an appropriation for the support of said board, establishing county boards of health, requiring certain statements to be filed, and defining certain misdemeanors and providing penalties therefor, and other matters relating thereto," approved March 27, 1911, by amending section 6 thereof and adding three new sections thereto, and providing for the renumbering of sections 25, 26, 27, 28, 29, and 30—which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 93—An Act to amend An Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada, and to repeal other Acts in relation thereto," approved February 27, 1883—which passed the Senate by the following vote: Yeas, 20, nays, none; excused, 2.

Also, Senate Bill No. 88—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911—which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 85—An Act to repeal An Act entitled "An Act to provide for licensing itinerant and unsettled merchants, traders, peddlers and auctioneers," approved March 24, 1905—which passed the Senate by the following vote: Yeas, 19; nays, 1; excused, 2.

Also, Senate Bill No. 84—An Act to amend section 123 of 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—which passed the Senate by the following vote: Yeas, 19; nays, 1; excused, 2.

Also, Senate Bill No. 77—An Act authorizing the Board of County Commissioners of the county of Humboldt, State of Nevada, to issue bonds for the construction, equipment and furnishing of a high-school building in the town of Lovelock, Nevada, and authorizing the County Board of Education of said county to construct, equip and furnish said building—which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Substitute for Senate Bill No. 49—An Act to amend an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, and providing a penalty for violation of the said Act as herein amended—which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 1; absent, 1.

Also, Senate Bill No. 72—An Act to amend sections 3 and 5 of an Act entitled "An Act to authorize the issuance of interest-bearing school warrants in emergencies, to repeal all Acts and parts of Acts in conflict herewith, and other matters properly connected therewith," approved March 25, 1911—which passed the Senate by the following vote: Yeas, 20; nays, none; absent, 1; excused, 1.

Also, I have the honor herewith to return to your honorable body Assembly Bill No. 93, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, to present for the consideration of your honorable body Senate Bill No. 96, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 114, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 98, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, to return to your honorable body Substitute for Assembly Bill No. 51, which passed the Senate by the following vote, as amended: Yeas, 18; nays, 1; excused, 3.

SOL HILP,  
*Assistant Secretary of the Senate.*

On motion of Mr. Forman, duly seconded, Assembly Bill No. 121 was made a special order for Wednesday at 3 p. m., February 26, 1913.

On motion of Mr. Gardiner, duly seconded, Assembly Bill No. 3 was made a special order for Thursday at 2:30 p. m., February 27, 1913.

On motion of Mr. Kelliher, duly seconded, Senate Bill No. 44 was made a special order for Friday at 2:15 p. m., February 28, 1913.

On motion of Mr. Holmes, duly seconded, Assembly Bill No. 111 was referred to Judiciary Committee.

House recessed for five minutes at 11:30 a. m.

### HOUSE IN SESSION

At 11:35 a. m.

#### INTRODUCTION AND FIRST READING

By Churchill Delegation:

Assembly Bill No. 153—An Act fixing the salaries of Justices of the Peace and Constables in and for Wonder, Fairview, Stillwater, New River and Hot Springs Townships in the county of Churchill, State of Nevada, and other matters relating thereto.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Churchill Delegation.

By Mr. Goodman:

Assembly Bill No. 154—An Act to repeal certain sections of an Act entitled "Crimes and Punishments."

On motion of Mr. Goodman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Hummel:

Assembly Bill No. 155—An Act to purchase for the use and benefit of the Nevada State University a collection of minerals, specimens and historical curios, and to provide an appropriation therefor.

On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Hash:

Assembly Bill No. 156—An Act to amend an Act entitled "An Act regulating the liability of common carriers, mine and mill owners and operators and other employees," approved March 29, 1907.

On motion of Mr. Hash, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Forman:

Assembly Bill No. 157—An Act to amend an Act entitled "An Act amendatory of a certain Act entitled 'An Act to provide for the appropriation, distribution and use of water,' etc.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

By Mr. Davis of Nye:

Assembly Bill No. 158—An Act requiring water or gas or electric light or electric power or telephone company or companies, or either thereof, on written application therefor, to connect any building or premises with



the mains or pipes or lines or wires and to supply the owners or occupant of such buildings or premises with water or gas or electric light or electric power or telephone service upon certain conditions, and providing remedies and penalties for failure to so connect and supply such service.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Nye Delegation.

#### SECOND READING AND REFERENCE

Senate Bill No. 99.

No objection, bill referred to Committee on Agriculture.

Mr. Gardiner moved, duly seconded, that Committee on Agriculture report Senate Bill No. 99 not later than 11 a. m., February 26, 1913.

Carried.

Senate Bill No. 98.

No objection, referred to White Pine Delegation.

Senate Bill No. 93.

No objection, bill referred to Committee on Judiciary.

Senate Bill No. 88.

No objection, referred to Committee on Judiciary.

Senate Bill No. 97.

No objection, referred to Committee on Education.

Senate Bill No. 84.

No objection, referred to Committee on Judiciary.

Senate Bill No. 85.

No objection, referred to Committee on Judiciary.

Senate Bill No. 77.

No objection, referred to Humboldt Delegation.

Substitute for Senate Bill No. 49.

No objection, referred to Committee on Education.

Senate Bill No. 72.

No objection, referred to Committee on Education.

On motion of Mr. Russell, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Fitzgerald of Elko.

Roll-call of attachés.

All present.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Mines and Mining has had Assembly Bill No. 23 under consideration, and begs leave to report the same, with the recommendation that it be laid on the table, as the subject has been covered by Assembly Bills Nos. 4 and 145.

GEORGE A. COLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bill No. 122 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 126, and begs leave to report the same without recommendation, and that it be referred to the Judiciary Committee.

R. M. PRESTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 54, 59, 69, 84 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

The White Pine Delegation has had Senate Bill No. 98 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman.*

### INTRODUCTION AND FIRST READING

By Mr. Bachenberg:

Assembly Bill No. 159—An Act to regulate the hours of service of policemen in certain incorporated cities of this State, and providing for the punishment of violations of this Act.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Lee:

Assembly Bill No. 160—An Act to provide for the designation of cattle fence districts for the better protection of cattle and other live stock.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Railroads and Corporations.

By Esmeralda Delegation:

Assembly Bill No. 161—An Act fixing the salary of the Justice of the Peace of Goldfield Township, Esmeralda County, State of Nevada, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Adams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

By Esmeralda Delegation:

Assembly Bill No. 162—An Act to amend an Act entitled "An Act fixing the compensation of certain county officers of Esmeralda County in the State of Nevada, regulating the appointments, number and compensation of their deputies and attachés, and requiring the said officers to make reports to the Board of County Commissioners of Esmeralda County, and repealing all Acts and parts of Acts in conflict herewith," approved February --, 1913, effective January 1, 1915, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.



By Mr. Kelliher:

Assembly Bill No. 163—An Act to authorize the City Council in all the cities in the State of Nevada that polled not less than two thousand votes at the general election thereafter to regulate and control certain public utilities.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Internal Improvements.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 26.

Mr. Mighels moved, duly seconded, to lay Senate Bill No. 26 on the table.

Motion lost.

Roll called on Senate Bill No. 26, passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—Messrs. Barnes, Kearns, and Mighels—3.

Absent—Messrs. Feely, Fitzgerald of Elko, Friedhoff of Washoe, Harris, and Oliver—5.

#### SPECIAL ORDER

Assembly Joint and Concurrent Resolution No. 4.

On motion of Mr. Brandon, duly seconded, the rules were suspended, resolution considered engrossed, and placed on third reading and final passage.

Mr. Harrington moved, duly seconded, to indefinitely postpone Assembly Joint and Concurrent Resolution No. 4.

On motion of Mr. Kinghorn, duly seconded, the special order on Senate Bill No. 34 was vacated until 3:45 p. m., Tuesday, February 25, 1913.

Roll-call on indefinitely postponing Assembly Joint and Concurrent Resolution No. 4, and the motion carried by the following vote (Mr. Bachenberg changing his vote from yea to nay; Mr. Forman changing his vote from nay to yea; also Mr. Ferguson from nay to yea):

YEAS—Messrs. Baird, Barnes, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Lee, Lozano, Mighels, McBride, McCarthy, Price, Russell, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, and Wright—34.

NAYS—Messrs. Adams, Bachenberg, Buol, Davis of Humboldt, Friedhoff of Lyon, Grimes, Harris, Kinghorn, LaPoint, Liddell, Preston, Reynolds, Schoer, Swezy, Welshons, and Mr. Speaker—16.

Absent—Messrs. Fitzgerald of Elko, Goodman, and Oliver—3.

#### SPECIAL ORDER

Assembly Bill No. 47.

On motion of Mr. Bachenberg, duly seconded, Assembly Bill No. 47 was referred to Committee of the Whole.

On motion of Mr. Bachenberg, duly seconded, the House resolved itself into Committee of the Whole to take up Assembly Bill No. 47.

House in Committee of the Whole at 3:32 p. m., with Mr. Kinghorn in the chair.

Committee of the Whole arose at 3:40 p. m.

### HOUSE IN SESSION

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 47 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended as follows: Strike out all of section 2 and insert the following: "SEC. 2. The sum of three thousand dollars for the year 1913 is hereby appropriated, out of any moneys in the General Fund of the State Treasury not otherwise specifically appropriated, to aid the State Agricultural Society in repairing and improving the buildings and grounds of the Society?"

FRANK KINGHORN, *Chairman,*

Report adopted.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 53.

Roll-call on Senate Bill No. 53:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Davis of Nye, Fitzgerald of Elko, Harris, Hunter, Kearns, Sullivan, and Wilson—7.

#### SPECIAL ORDER

Senate Bill No. 34.

Amendments by Committee on Trade and Manufactures:

Section 6, on page 3 of the printed bill, is hereby amended to read as follows:

SEC. 6. Every person who is actually engaged in the practice of optometry in the State of Nevada at the time of the passage of this Act and who desires to continue the practice of the same in this State shall within three months thereafter submit themselves to the provisions of section 5 and take the examinations therein required, and if found qualified the board shall in consideration of the sum of five dollars issue to him or her a certificate of registration.

Section 7, on page 3 of the printed bill, is hereby amended to read as follows:

SEC. 7. All persons receiving a certificate of registration under the provisions of section 6 shall be thereafter entitled to practice subject to the provisions of this Act.

Also, page 4 of the printed bill, section 9 is hereby amended to read as follows:

SEC. 9. Any person entitled to the provisions of section 6 of this Act who shall fail to take the examination therein required within three months after the passage and approval of this Act shall thereafter be



required to pass the examination and pay the fee as set forth in section 5 of this Act.

Also, amend section 13, on page 6 of the printed bill, in line 5, by inserting the words "or her" after the word "his."

Amendments adopted.

On motion of Mr. Cole, duly seconded, Senate Bill No. 34 was sent to Engrossing Committee for engrossment.

On motion of Mr. Haight, duly seconded, Senate Bill No. 98 was taken up out of order.

Mr. Haight offered the following amendment: Insert after the word "follows," in line 2 of printed bill, the word and figure "Section 5"

Amendment adopted.

Roll-call on Senate Bill No. 98, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Feely, Fitzgerald of Elko, Harris, Hummel, Hunter, Kearns, Mighels, Sullivan, and Welshons—10.

Mr. Haight moved, duly seconded, to amend the title by inserting at end of title, after the word "school," the words and figures "approved February 8, 1913."

Amendment adopted.

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 47 was referred to Committee on Engrossment.

Mr. Cole moved, duly seconded, to rescind the action on Senate Bill No. 34 and take it up out of order.

Carried.

Roll called on Senate Bill No. 34, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hussman, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Fitzgerald of Elko, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, Kinghorn, Liddell, Price, and Sullivan—11.

Senate and Assembly Joint and Concurrent Resolution No. 6.

On motion of Mr. Cole, duly seconded, Senate and Assembly Joint and Concurrent Resolution No. 6 was laid on the table.

Senate Bill No. 7.

On motion of Mr. Holmes, duly seconded, Senate Bill No. 7 was referred to Committee of the Whole.

Senate Bill No. 80.

Roll-call on Senate Bill No. 80:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Hash, Holmes, Hussman, Kinghorn, LaPoint, Lee, Liddell, Mighels,

McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Todd, Tranter, Welshons, Winslow, Wright, Wilson, and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Adams, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Gardiner, Grimes, Haight, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, Lozano, Russell, Sullivan, Swezy, and Williams—18.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment has had Assembly Bill No. 47 under consideration, and begs leave to report that the bill has been properly engrossed, and is returned herewith.

FRANK J. KINGHORN, *Vice-Chairman.*

GENERAL FILE AND THIRD READING

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 47 was taken up out of order, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Hash, Holmes, Hussman, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Wilson, Winslow, Wright, and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Adams, Davis of Nye, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Gardiner, Haight, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, Lozano, Russell, Sullivan, Welshons, and Williams—18.

Substitute for Senate Bill No. 23, as amended.

On motion of Mr. Holmes, duly seconded, amendment was adopted.

Mr. Kinghorn offered the following amendment: In line 4, section 5 of the printed bill, strike out the words "for the purpose of prostitution or"

Amendment adopted.

Mr. Swezy offered an amendment: Section 1, line 24 of printed bill, that the words "or to be defiled" be stricken out:

Amendment adopted.

Roll-call on Substitute for Senate Bill No. 23:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Hash, Holmes, Hussman, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Reynolds, Schoer, Swezy, Todd, Tranter, Wilson, Winslow, Wright, and Mr. Speaker—33.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Fitzgerald of Elko, Forman, Gardiner, Haight, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, Lozano, McBride, Price, Russell, Sullivan, Welshons, and Williams—20.

Moved and duly seconded to adjourn until 10 a. m., February 26, 1913.

Carried.

House adjourned at 4:50 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE THIRTY-EIGHTH DAY

CARSON CITY (Wednesday), February 26, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Forman, Gardiner, Harrington, Hummel, Lozano, McCarthy, Russell, and Williams, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

Mr. Harris moved, duly seconded, that the reading of the Journal be dispensed with and the same approved.

Carried.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Agriculture has had Senate Bill No. 99 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.**Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 116 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 129, and begs to report the same without recommendation.

W. G. HUNTER, *Chairman.**Mr. Speaker:*

The Lincoln Delegation has had Senate Bill No. 83 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAMES E. PRICE, *Chairman.**Mr. Speaker:*

Your Committee on Federal Relations has had Assembly Joint and Concurrent Resolution No. 7 under consideration, and begs leave to report favorably on the attached substitute, with the recommendation that the substitute do pass.

Also, Assembly Joint and Concurrent Resolution No. 8, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES, *Chairman.**Mr. Speaker:*

The Humboldt Delegation has had Senate Bill No. 77 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman.**Mr. Speaker:*

The Churchill Delegation has had Assembly Bill No. 153 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. W. FERGUSON,  
W. C. GRIMES.

## INTRODUCTION AND FIRST READING

By White Pine Delegation:

Assembly Bill No. 164—An Act to provide for the investigation of the

water resources of the State of Nevada in cooperation with the United States Geological Survey, and to make an appropriation for the expense of such investigations.

On motion of Mr. Baird, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

The Sergeant-at-Arms announced a message from the Senate.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 27.

Roll-call on Senate Bill No. 27:

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Hash, Holmes, Hussman, Kinghorn, LaPoint, Lee, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Wilson, Winslow, Wright, and Mr. Speaker—34.

NAYS—Messrs. Barnes, Davis of Nye, and Mighels—3.

Absent—Messrs. Bachenberg, Forman, Gardiner, Haight, Harrington, Hummel, Hunter, Kearns, Kelliher, Liddell, Lozano, McBride, Russell, Swezy, Welshons, and Williams—16.

Senate Bill No. 63.

Roll-call on Senate Bill No. 63:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Hash, Holmes, Hunter, Hussman, Kinghorn, LaPoint, Lee, Mighels, McBride, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Wilson, Winslow, and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Bachenberg, Forman, Gardiner, Haight, Harrington, Hummel, Kearns, Kelliher, Liddell, Lozano, McCarthy, Russell, Swezy, Williams, and Wright—15.

Senate Bill No. 3.

On motion of Mr. Kinghorn, duly seconded, Senate Bill No. 3 was made a special order for 3:30 p. m., February 26, 1913.

Senate Bill No. 61.

On motion of Mr. Holmes, duly seconded, Senate Bill No. 61 was referred to Committee of the Whole.

Senate Bill No. 78.

On motion of Mr. Holmes, duly seconded, Senate Bill No. 78 was referred to Committee of the Whole.

Senate Bill No. 62.

On motion of Mr. Baird, duly seconded, the enacting clause was inserted in the bill.

Roll-call on Senate Bill No. 62, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, McBride, McCarthy, Oliver, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Wilson, Winslow, Wright, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Davis of Nye, Feely, Forman, Gardiner, Haight, Harrington, Hummel, Kearns, Kinghorn, Lozano, Mighels, Preston, Russell, and Williams—14.



## Senate Bill No. 74.

Passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Wilson, Winslow, Wright, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Davis of Nye, Feely, Forman, Gardiner, Haight, Harrington, Hummel, Kearns, Kinghorn, Lozano, Russell, and Williams—12.

## Assembly Bill No. 127.

On motion of Mr. Mighels, duly seconded, Assembly Bill No. 127 was laid on the table.

## Assembly Bill No. 131.

On motion of Mr. Baird, duly seconded, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Welshons, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Forman, Gardiner, Haight, Harrington, Hummel, Kearns, Lozano, Russell, Tranter, and Williams—10.

## Assembly Bill No. 99.

On motion of Mr. Swezy, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Wilson, Winslow, and Mr. Speaker—38.

NAYS—Messrs. Davis of Humboldt, Fitzgerald of Elko, LaPoint, and Welshons—4.

Absent—Messrs. Feely, Forman, Gardiner, Haight, Harrington, Hummel, Kearns, Lozano, Russell, Williams, and Wright—11.

## Assembly Bill No. 107.

On motion of Mr. McBride, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—42.

NAYS—Messrs. Adams and Fitzgerald of Elko—2.

Absent—Messrs. Cole, Forman, Gardiner, Haight, Harrington, Hummel, Kearns, Kinghorn, and McCarthy—9.

## Assembly Bill No. 141.

On motion of Mr. Tranter, duly seconded, bill considered engrossed,

placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—42.

NAYS—Messrs. Adams, Fitzgerald of Elko, and Hunter—3.

Absent—Messrs. Buol, Forman, Harrington, Hummel, Kearns, Kinghorn, McBride, and Winslow—8.

Assembly Bill No. 144.

On motion of Mr. Grimes, duly seconded, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Forman, Harrington, Hummel, Kearns, Kinghorn, and McBride—6.

Assembly Bill No. 124.

On motion of Mr. Lozano, duly seconded, bill was considered engrossed, and placed on third reading and final passage.

On motion of Mr. Lozano, duly seconded, bill was referred to Committee of the Whole.

Mr. Gardiner in the chair.

Assembly Bill No. 130.

On motion of Mr. Brandon, duly seconded, report of committee was adopted, bill considered engrossed, and placed on third reading and final passage, and passed by the following vote (Mr. Wright changing his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Hunter, Hussman, Kinghorn, LaPoint, Mighels, Oliver, Preston, Reynolds, Swezy, Todd, Welshons, Winslow, Wright, and Mr. Speaker—29.

NAYS—Messrs. Baird, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Gardiner, Hash, Holmes, Kelliher, Lee, Liddell, Lozano, McBride, McCarthy, Price, Russell, Schoer, Sullivan, Tranter, Williams, and Wilson—21.

Absent—Messrs. Davis of Nye, Hummel, and Kearns—3

Mr. Wright gave notice that on the next legislative day he would move a reconsideration of the vote whereby Assembly Bill No. 130 was passed.

Mr. Speaker in the chair.

Assembly Bill No. 134.

On motion of Mr. Gardiner, considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes,



Haight, Harrington, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Harris, Hummel, Kearns, Kinghorn, McBride, Oliver, and Swezy—8.

Substitute for Assembly Bill 88.

On motion of Mr. Haight, considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—Mr. Davis of Nye.

Absent—Messrs. Bachenberg, Baird, Hummel, Kearns, Kinghorn, McBride, Oliver, and Swezy—8.

Assembly Bill No. 138.

On motion of Mr. Haight, considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Preston, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Hummel, Kearns, Kinghorn, McBride, Oliver, Price, and Swezy—8.

Mr. Mighels moved to take a recess until 2 p. m.

Carried.

House took a recess at 12 m.

## HOUSE IN SESSION

House called to order at 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Bachenberg and Hummel, excused.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Nye Delegation has had Assembly Bill No. 158 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. A. KELLIHER, *Chairman.*

*Mr. Speaker:*

Your Committee on Printing has had Substitute for Senate Bill No. 46 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: In lines 4 and 5 of the printed bill strike out the words "during the month of May of this year, and in each succeeding year in the month of January," and insert in lieu thereof the words "not later than the month of March in each year, beginning in the year 1914"

W. P. HARRINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 55, 30, 98, and 114 with the engrossed copies thereof, and finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 86, 119, 85, and 35 with the engrossed copies thereof, and finds the same correctly engrossed as amended.

W. H. KEARNS, *Chairman.*

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Gardiner, duly seconded, Senate Bill No. 99 was made a special order for 2:31 p. m., February 27, 1913.

Mr. Harrington moved, duly seconded, that Assembly Rule No. 58 be suspended.

Lost.

#### INTRODUCTION AND FIRST READING

By Mr. Fitzgerald of Eureka:

Assembly Bill No. 165—An Act to amend an Act entitled "An Act in relation to herding, grazing and driving sheep," approved March 5, 1903.

On motion of Mr. Fitzgerald of Eureka, duly seconded the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Lozano:

Assembly Bill No. 166—An Act to amend sections 1 and 2 of an Act entitled "An Act to authorize municipalities to issue bonds for the purpose of paying the costs of municipal improvements for which special assessments are levied," approved March 13, 1909, and other matters relating thereto.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Feely:

Assembly Bill No. 167—An Act to amend an Act entitled "An Act concerning the courts of justice of this State and judicial officers," as amended.

On motion of Mr. Feely, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### GENERAL FILE AND THIRD READING

Mr. Davis of Nye moved, duly seconded, that Assembly Bill No. 158 be taken up, rules suspended, bill be considered engrossed, and placed on third reading and final passage.

Mr. Hash moved, duly seconded, to amend by referring to Committee on Corporations and Railroads.

Amendment carried.

Assembly Bill No. 139.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis



of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Bachenberg, Forman, Friedhoff of Washoe, Hummel, McBride, and Winslow—6.

Assembly Bill No. 89.

Report of committee adopted and bill laid on the table.

Assembly Bill No. 132.

On motion of Mr. Sullivan, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright and Mr. Speaker—43.

NAYS—Messrs. Adams, Davis of Nye, Feely, Fitzgerald of Eureka, Grimes, and Kelliher—6.

Absent—Messrs. Bachenberg, Forman, Friedhoff of Washoe, and Hummel—4.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 142 was taken up out of order.

On motion of Mr. Harrington, duly seconded, Assembly No. 142 was referred to the Committee on Ways and Means.

#### SPECIAL ORDER

Senate Bill No. 39.

Roll-call on Senate Bill No. 39:

YEAS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hussman, LaPoint, Lee, Lozano, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—35.

NAYS—Mr. Davis of Nye.

Absent—Messrs. Adams, Bachenberg, Cole, Feely, Ferguson, Friedhoff of Washoe, Haight, Hummel, Hunter, Kearns, Kelliher, Kinghorn, Liddell, Mighels, McBride, McCarthy, and Sullivan—17.

Assembly Bill No. 149.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading, and final passage.

Mr. Fitzgerald of Eureka, moved to amend the bill to strike out figures "100" wherever they occur and insert in lieu thereof the figures "75."

Carried.

Roll-call on Assembly Bill No. 149 as amended:

YEAS—Messrs. Adams, Baird, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Lozano, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Buol, Davis of Nye, Feely, Friedhoff of

Washoe, Hummel, Kelliher, Liddell, Mighels, McBride, McCarthy, Sullivan, and Welshons—14.

Assembly Bill No. 121.

On motion of Mr. Forman, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Forman moved to amend section 25 of the original bill: In line 26 strike out the words "forty dollars" and insert in lieu thereof the words "sixty dollars."

Carried.

Mr. Forman moved to amend section 47: Strike out "July 31," and insert in lieu thereof "June 30."

Carried.

Roll-call on Assembly Bill No. 121, as amended (Mr. Friedhoff of Washoe changing his vote from yea to nay):

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—48.

NAYS—Mr. Friedhoff of Washoe.

Absent—Messrs. Bachenberg, Hash, Hummel, and Liddell—4.

Assembly Bill No. 135.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Gardiner moved, duly seconded, to change the sections to their right order and that the Clerk make the corrections.

Carried.

The Sergeant-at-Arms announced a message from the Senate.

On motion of Mr. Kinghorn, duly seconded, Senate Bill No. 3 and Assembly Bill No. 15 were made special orders for tomorrow at 11:15 a. m.

Roll-call on Assembly Bill No. 135:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—Messrs. Fitzgerald of Eureka and Grimes—2.

Absent—Messrs. Bachenberg, Cole, Fitzgerald of Elko, Hummel, Kearns, Preston, and Sullivan—7.

Assembly Bill No. 90.

On motion of Mr. Swezy, duly seconded, the amendment offered by the Ways and Means Committee was adopted.

On motion of Mr. Swezy, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage.

Mr. Todd offered the following amendment to Assembly Bill No. 90: That the word "unavoidable" in line 16, section 1, be stricken out.

Amendment adopted.

Mr. Swezy moved, duly seconded, that on page 6, line 10, section 13, where the words "fifty cents" appear insert the words "one dollar."

Amendment adopted.



Mr. Todd moved, duly seconded, the following amendment: In section 18, line 33, strike out the word "poison."

Amendment adopted.

Mr. Gardiner offered an amendment: That where the word "poison" occurs insert the words "rat poison."

Amendment adopted.

Mr. Friedhoff moved to strike out all of section 22.

Carried.

Roll-call on Assembly Bill No. 90:

YEAS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harris, Hash, Hussman, Kelliher, Kinghorn, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—37.

NAYS—Messrs. Feely, Grimes, and Liddell—3.

Absent—Messrs. Adams, Bachenberg, Cole, Fitzgerald of Elko, Harrington, Holmes, Hummel, Hunter, Kearns, LaPoint, Preston, Sullivan, and Welshons—13.

Assembly Bill No. 150.

On motion of Mr. Williams, duly seconded, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Davis of Humboldt, Davis of Nye, Fitzgerald of Elko, Goodman, Harrington, Hummel, Kearns, Kinghorn, LaPoint, McBride, Preston, Sullivan, and Welshons—16.

Assembly Bill No. 137.

On motion of Mr. Forman, duly seconded, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Davis of Humboldt, Davis of Nye, Feely, Fitzgerald of Elko, Goodman, Kearns, Kinghorn, LaPoint, McBride, Preston, and Sullivan—13.

#### COMMUNICATION

*To the Honorable the Speaker and Members of the Nevada Assembly.*

SIRS: Believing that the best interests of the State of Nevada will be served by a thorough investigation of all matters contemplating the expenditure of state funds, and that the expositions to be held in California during the year 1915 afford the State of Nevada an opportunity to restore the tide of immigration to her arable lands that will not be equalled during several decades, the board of directors of the San Diego Exposition authorizes me to extend to your honorable body an invitation to delegate one of your members to investigate the exposition at San Diego in company with a member of the Senate and a delegate to be appointed by the Governor, at the expense of the San Diego Exposition; such delegate to make report at the earliest opportunity, in order that you may be in a position to

consider thoroughly any appropriation Act the committee of which he is a member shall recommend for exposition purposes.

Respectfully,

I. G. LEWIS,  
*Assistant Secretary Board of Directors.*

On motion of Mr. Swezy, duly seconded, the communication was received and placed on file.

INTRODUCTION AND FIRST READING

By Mr. Williams:

Assembly Bill No. 169—An Act to amend an Act entitled "An Act creating the Honorary Board of Visitors of the Nevada State University," etc.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Committee on Revenue and Taxation:

Assembly Bill No. 168—An Act in relation to the public revenues, creating the Nevada Tax Commission, defining its powers and duties and matters relating thereto, and repealing all Acts and parts of Acts in conflict therewith.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

Mr. Forman moved to adjourn to 10 a. m. tomorrow.

Motion lost.

GENERAL FILE AND THIRD READING

Assembly Bill No. 122.

On motion of Mr. Holmes, duly seconded, considered engrossed, placed on third reading and final passage, and passed by the following vote (Mr. Harrington changing his vote from nay to yea):

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—41.

NAYS—Messrs. Davis of Nye, Haight, Sullivan, and Swezy—4.

Absent—Messrs. Adams, Bachenberg, Fitzgerald of Elko, Forman, Goodman, Kearns, Kelliher, and Russell—8.

Mr. Friedhoff gave notice that on the next legislative day he would move a reconsideration of the vote whereby Assembly Bill No. 122 passed the House.

Assembly Bill No. 148.

Mr. Fitzgerald of Eureka moved, duly seconded, to insert the enacting clause in the bill.

Carried.

On motion of Mr. Fitzgerald, duly seconded, rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee,



Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Fitzgerald of Elko, and Forman—4.

On motion of Mr. Harrington, duly seconded, the House adjourned till 10 a. m. tomorrow.

House adjourned at 5 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

## THE THIRTY-NINTH DAY

CARSON CITY (Thursday), February 27, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Cole, Kearns, Mighels, and McBride, excused.

Roll-call of attachés.

All present except Mr. Regan, excused.

Prayer by the Chaplain, Rev. H. H. McCreery.

On motion of Mr. Swezy, duly seconded, the reading of the Journal was dispensed with, and Journal approved.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Labor has had Substitute for Assembly Bill No. 91 under consideration, and begs leave to report the same without recommendation, as members of committee are not familiar with the subject-matter contained therein.

Also, Senate Bill No. 36, and begs leave to report the same without recommendation.

Also, Assembly Bill No. 43, and recommends that it do not pass.

Also, Assembly Bill No. 145, and recommends that it do pass.

Also, Assembly Bill No. 57, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

W. T. OLIVER, *Chairman.**Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bill No. 67 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. B. FITZGERALD, *Chairman.**Mr. Speaker:*

Your Committee on Banks and Banking has had Senate Joint and Concurrent Resolution No. 2 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES, *Chairman.**Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 96, 93, 68, and 118 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

## MESSAGES FROM THE GOVERNOR

*To the Honorable the Assembly:*

I herewith transmit for your consideration the following letter from Dr. T. F. Richardson of Fallon, Nevada, State Veterinarian:

FALLON, NEVADA, January 25, 1913.

HON. TASKER L. ODDIE, *Governor of Nevada, Carson City, Nevada.*

SIR: As requested at our interview at Carson City, I am enclosing herewith a brief review of the reasons for my being appointed State Veterinarian of Nevada, and the cause of the expenses incurred by the office since my appointment.

In June, 1911, a committee of ranchers in Churchill County appeared before the Board of County Commissioners and made a demand that something be done to stop the epidemic of glanders that had made its reappearance in the horses in that section of the State; the District Attorney was instructed to go to Carson City and lay the



matter before the Governor; upon his return he requested an interview with me. At that meeting he informed me that there was no fund in the State Treasury to pay for my services, but if I would undertake the work of stamping out the glanders the Governor would guarantee that a relief measure would be introduced at the next session of the Legislature for my benefit; and to give due authority for whatever action I did the Governor would appoint me the State Veterinarian of Nevada. I accepted this proposition, and on July 1, 1911, I received my commission from your Excellency. A full report of my work in cleaning up Churchill County from glanders is now on file in your office.

At about the time I was finishing up my work in Churchill County I was requested by your Excellency to go over into Lyon County and investigate an outbreak of disease in hogs which had been reported from that section of the State. My report on this outbreak of hog cholera is also on file in your office. Some time later, by the District Attorney of Lyon County, through the Governor, I was requested to investigate an outbreak of glanders in Mason, a case having been reported from that section. A statement of my action in this matter was also placed on file with you. The rest of my time has been taken up at intervals testing cattle for tuberculosis and isolated cases of suspected glanders in horses.

In brief, your Excellency will notice that no work was performed by this office except upon direct request of the officials of the different counties, their request coming to me through the Governor.

I am enclosing a copy of a relief measure which I am asking Senator Dolf to introduce for my benefit and respectfully request your Excellency to supplement his efforts in my behalf by sending a special message to the Legislature recommending its passage.

Thanking your Excellency for the uniformly courteous treatment I have received from yourself and those in your office, and the interest displayed in this work, I am

Very respectfully,

T. F. RICHARDSON.

I am informed that a bill is about to be introduced appropriating the sum of \$1,350.35 in payment of the services of Dr. Richardson, above mentioned, and hereby recommend its passage.

TASKER L. ODDIE, *Governor.*

Placed on file.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to inform your honorable body that Senate Bill No. 98, amended in the Assembly, has been concurred in by the Senate.

Also, I have the honor herewith to return to your honorable body Substitute for Senate Bill No. 23, the Senate concurring in all amendments except the amendments offered by the Judiciary Committee.

Also, Senate Bill No. 104, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Senate Bill No. 109, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, to return Assembly Joint and Concurrent Resolution No. 5, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, to return Assembly Bill No. 97, which passed the Senate by the following vote: Yeas, 18; nays, 1; excused, 3.

Also, Assembly Bill No. 28, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 22, which passed the Senate by the following vote, as amended: Yeas, 21; nays, none; excused, 1.

Also, to transmit to your honorable body petition relative to the fishing season in the State of Nevada.

Also, to return Assembly Bill No. 48, which passed the Senate by the following vote: Yeas, 16; nays, 2; excused, 4.

Also, to present for your consideration Senate Bill No. 87, which passed the Senate by the following vote, as amended: Yeas, 18; nays, 1; excused, 3.

Also, Senate Bill No. 89, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, to return Assembly Bill No. 47, which bill has been ordered returned for correction, there being no enacting clause therein.

Also, Assembly Bill No. 87, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, to present for your consideration Senate Bill No. 75, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, I have the honor herewith to present to your honorable body a telegram from Hon. Key Pittman, relative to a fish ladder around the Derby Dam:

HON. GEO. BRODIGAN, *Secretary of State, Carson City:*

You will please communicate to the honorable Senate and Assembly of the Legislature of the State of Nevada that I had the honor on this date to present to the Senate of the United States the petition and memorial of the Legislature of the State of Nevada urging the passage of the bill for an efficient fish ladder around the Derby Dam; that in compliance with such memorial the representatives of the State of Nevada in the United States Senate will use every endeavor to obtain the passage, at this session, of the bill referred to.

KEY PITTMAN.

Also, Senate Bill No. 82, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

SOL HILP,

*Assistant Secretary of the Senate.*

Mr. Bachenberg moved, duly seconded, to take up Assembly Bill No. 47 out of order and insert the enacting clause.

Carried.

Mr. Wright moved, duly seconded, a reconsideration of Assembly Bill No. 130.

Mr. Bachenberg moved, duly seconded, as an amendment to the motion of reconsideration of Assembly Bill No. 130, that the motion be laid on the table.

Motion carried as amended.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment has had Assembly Bill No. 130 under consideration, and begs leave to report that it has been carefully examined and found to be correctly engrossed.

FRANK J. KINGHORN, *Vice-Chairman.*

House recessed for five minutes at 10:35 a. m.

#### HOUSE IN SESSION

At 10:40 a. m.

#### INTRODUCTION AND FIRST READING

By Mr. Adams:

Assembly Bill No. 170—An Act to provide for the compilation, printing, binding, publishing and distribution of a Legislative Manual and State Green Book or roster.

On motion of Mr. Adams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Printing.

By Mr. Harrington:

Assembly Bill No. 171—An Act to amend section 8 of an Act entitled "An Act relating to the State University, and matters properly connected therewith," approved February 7, 1887.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Lyon and Churchill Delegations:

Assembly Bill No. 172—An Act to create Judicial Districts in the State of Nevada, provide for the election of District Judges therein and to fix their salary, and to repeal all other Acts in relation thereto.



On motion of Mr. Ferguson, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lyon and Churchill Delegations.

By Mr. Schoer:

Assembly Bill No. 173—An Act fixing the salaries of the Justice of the Peace and Constable of Metropolis, Elko County, Nevada.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko Delegation.

#### SECOND READING AND REFERENCE

Senate Bill No. 109.

No objection, bill referred to Clark Delegation.

Senate Bill No. 87.

No objection, bill referred to Elko Delegation.

Senate Bill No. 89.

No objection, referred to Committees on Public Morals and Education.

Senate Bill No. 75.

No objection, referred to Committee on Fish and Game.

Senate Bill No. 82.

No objection, referred to Committee on Irrigation.

Senate petition on fish and game.

No objection, referred to Committee on Fish and Game.

Senate Bill No. 104.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture with the request that it be reported back to the House February 28, 1913.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 97.

On motion of Mr. Holmes, the House concurred in the amendments adopted by the Senate.

Substitute for Senate Bill No. 46.

On motion of Mr. Harrington, duly seconded, the amendments offered by Committee on Printing were adopted.

Roll-call on Substitute for Senate Bill No. 46, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kelliher, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Wilson, Winslow, Wright, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Adams, Cole, Fitzgerald of Eureka, Forman, Gardiner, Haight, Hunter, Kearns, Kinghorn, Liddell, Lozano, McBride, Swezy, and Williams—14.

Assembly Bill No. 116.

On motion of Mr. Lee, duly seconded, rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely,

Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kelliher, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Wilson, Winslow, Wright, and Mr. Speaker—37.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Cole, Fitzgerald of Eureka, Forman, Gardiner, Haight, Hunter, Kearns, Kinghorn, Liddell, Lozano, McBride, Swezy, Welshons, and Williams—16.

Assembly Bill No. 129.

Placed at bottom of file.

SPECIAL ORDER

Assembly Bill No. 15.

On motion of Mr. Holmes, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hussman, Lee, Liddell, Lozano, Mighels, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—37.

NAYS—Messrs. Davis of Nye, Fitzgerald of Eureka, Harrington, Harris, Kelliher, LaPoint, and McCarthy—7.

Absent—Messrs. Adams, Cole, Feely, Hunter, Kearns, Kinghorn, McBride, Swezy, and Winslow—9.

Mr. Gardiner moved, duly seconded, that the House recess from 11:45 a. m. to 2 p. m.

Carried.

SPECIAL ORDER

Senate Bill No. 3.

Roll-call on Senate Bill No. 3:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hussman, Kinghorn, Lee, Liddell, Lozano, Mighels, Oliver, Preston, Reynolds, Russell, Schoer, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—36.

NAYS—Messrs. Davis of Nye, Fitzgerald of Eureka, Harrington, Harris, Hummel, Kelliher, LaPoint, Price, Sullivan, and Wilson—10.

Absent—Messrs. Cole, Feely, Hunter, Kearns, McBride, McCarthy, and Swezy—7.

Assembly Bill No. 153.

On motion of Mr. Grimes, duly seconded, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Kelliher, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Cole, Feely, Hunter, Hussman, Kearns, Kinghorn, LaPoint, McBride, Swezy, and Wright—13.

Substitute for Assembly Bill No. 51.

On motion of Mr. Harris, duly seconded, the House concurred in the Senate's amendment.

House adjourned at 11:45 a. m. to 2 p. m.



## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

All members present, except Messrs. Kearns and Swezy.

Attachés all present.

## INVITATION

HON. T. A. BRANDON, *Speaker of the Assembly.*

SIR: On the evening of March 4, 1913, at 8:30 o'clock p. m., at Masonic Hall, Custer Relief Corps No. 15, auxiliary to the G. A. R., Department of California and Nevada, will tender a reception to the officers, members and attachés of the Legislature now in session.

You and the entire membership, together with your wives, are most cordially invited and urged to be present as the guests of the Corps. You may be assured of a warm welcome and a pleasant evening, not only with the members of the Corps, but also with the veterans of the Civil and Spanish-American wars. No cards required.

Cordially and sincerely yours,

LIVA B. McCABE, *Corps President.*

Invitation accepted with thanks.

Mr. Forman moved, duly seconded, that Assembly Bill No. 140 be indefinitely postponed.

Mr. Kinghorn moved, duly seconded, to amend the motion to indefinitely postpone to lay the bill on the table.

Amendment lost.

Original motion carried.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

A minority of the Committee on Judiciary respectfully suggests that the bill known as Assembly Bill No. 167 be amended by striking therefrom the words and figures "12th day of October, to be known as Columbus Day," and inserting in lieu thereof the words and figures "12th day of July, to be known as the Anniversary of the Battle of the Boyne."

Also, your Committee on Judiciary has had Assembly Bills Nos. 167, 166, 85, and 93 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass, except Bill No. 93, and recommends that it do not pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Mines and Mining has had Senate Bill No. 9 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 77, and begs leave to report a substitute therefor, with the recommendation that it do pass.

GEO. A. COLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Fish and Game has had Substitute for Senate Bill No. 48 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass as amended.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 146 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 126, and recommends that it do pass after having been amended as follows: In line 1, page 2 of the original bill, the same being line 23 on page 2 of the printed bill, change the word "and," after the word "studies," to the word "or?"

Also, Senate Bill No. 88, and recommends that it do pass after being amended

as follows: Strike out the words "by the court or judge" in the fourth line from the end of section 2 of the original bill. At the end of section 1 strike out the period after the word "trial" and add the words "over the objection of the defendant."

Also, Substitute for Senate Bill No. 37, and recommends that it do pass after having been amended as follows: In line 5 of section 1 of the printed bill, that the assessment close on the last Monday in August, in lieu of the first Monday in September. In line 15 of section 2 on page 5 of the printed bill, that the expense of printing shall not exceed thirty cents a name instead of twenty cents. In line 8 of section 2 on page 5 of the printed bill strike out the words "Section 1" and insert in lieu thereof "Section 8"

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Internal Improvements has had Assembly Bill No. 163 under consideration, and begs leave to report the same without recommendation.

R. H. BARNES, *Chairman.*

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 140 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

#### MOTIONS AND RESOLUTIONS

Mr. Friedhoff of Washoe moved a reconsideration of the vote on Assembly Bill No. 122.

Carried.

Mr. Harrington moved, duly seconded, that Assembly Bill No. 122 be made a special order for 4 p. m., February 27, 1913, and that the House be cleared.

Carried.

On motion of Mr. Kelliher, duly seconded, Assembly Bill No. 163 was referred to Washoe Delegation.

On motion of Mr. Oliver, duly seconded, Assembly Bill No. 91 was referred to Committee on Labor.

#### INTRODUCTION AND FIRST READING

By Mr. Williams:

Assembly Bill No. 174—An Act authorizing County Commissioners to transfer certain funds to the county school funds of school districts or to levy a special tax in certain cases, and other matters connected therewith.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Lozano:

Assembly Bill No. 175—An Act to amend an Act entitled "An Act concerning courts of justice in this State, and judicial officers," approved January 26, 1865.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Lozano:

Assembly Bill No. 176—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911.



On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 83.

Roll-call on Senate Bill No. 83:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Bachenberg, Davis of Humboldt, Davis of Nye, Hummel, Kearns, and Swezy—6.

#### SPECIAL ORDER

Assembly Bill No. 3.

On motion of Mr. Gardiner, duly seconded, Assembly Bill No. 3 was laid on the table.

Carried.

Senate Bill No. 99.

On motion of Mr. Gardiner, duly seconded, the House resolved itself into Committee of the Whole to consider Senate Bill No. 99.

House in Committee of the Whole at 2:32 p. m.

Mr. Grimes in the chair.

Committee arose at 4:05 p. m.

#### HOUSE IN SESSION

At 4:05 p. m.

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 99 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES, *Chairman.*

On motion of Mr. Kinghorn, duly seconded, special order vacated on Assembly Bill No. 122 and made a special order for 4:30 p. m., February 27, 1913.

Senate Bill No. 99.

Mr. Liddell moved, duly seconded, that Senate Bill No. 99 be laid on the table.

Roll-call demanded, and motion carried by the following vote (Mr. Harris changing his vote from nay to yea):

YEAS—Messrs. Adams, Baird, Buol, Davis of Humboldt, Feely, Fitzgerald of Eureka, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hunter, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Price, Reynolds, Sullivan, Tranter, Williams, Wilson, and Wright—27.

NAYS—Messrs. Bachenberg, Barnes, Cole, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes,

Hummel, Hussman, Kelliher, LaPoint, McCarthy, Preston, Russell, Schoer, Todd, Welshons, Winslow, and Mr. Speaker—23.

Absent—Messrs. Forman, Kearns, and Swezy—3.

Mr. Harris gave notice of a reconsideration of Senate Bill No. 99.

House recessed at 4:25 p. m.

HOUSE IN SESSION

At 4:30 p. m.

SPECIAL ORDER

Assembly Bill No. 122.

On motion of Mr. Friedhoff of Washoe, duly seconded, the special order on Assembly Bill No. 122 was vacated, and made a special order for Friday, February 28, 1913, at 11:30 a. m.

INTRODUCTION AND FIRST READING

By Mr. Kinghorn (by leave):

Assembly Bill No. 177—An Act to provide for inflicting the death penalty, describing the manner thereof, and to repeal all Acts and parts of Acts in conflict with this Act.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

On motion of Mr. Russell, duly seconded, Senate Bill No. 99 was taken from the table and put on third reading and final passage.

Mr. Goodman moved, duly seconded, that the House adjourn.

Roll-call demanded, and motion lost by the following vote:

YEAS—Messrs. Baird, Buol, Fitzgerald of Eureka, Goodman, Haight, Holmes, Hunter, Kinghorn, Liddell, Lozano, Mighels, McBride, Price, Reynolds, Sullivan, Tranter, and Williams—17.

NAYS—Messrs. Bachenberg, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Harris, Hummel, Kelliher, LaPoint, McCarthy, Preston, Russell, Schoer, Todd, Welshons, Winslow, and Mr. Speaker—26.

Absent—Messrs. Adams, Harrington, Hash, Hussman, Kearns, Lee, Oliver, Swezy, Wilson, and Wright—10.

Mr. Cole moved, duly seconded, to temporarily suspend Assembly Rule No. 58.

Carried.

Mr. Wright moved, duly seconded, a call of the House.

Motion lost.

On motion of Mr. Bachenberg, duly seconded, the House adjourned until 10 a. m., February 28, 1913.

House adjourned at 4:50 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE FORTIETH DAY

CARSON CITY (Friday), February 28, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Hussman and Sullivan, who were excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

On motion of Mr. Fitzgerald of Elko, duly seconded, the reading of the Journal was dispensed with, and Journal approved as though read.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 91 under consideration, and begs leave to report a substitute bill therefor without recommendation, as the members of committee are not acquainted with the subject-matter.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

The Lyon Delegation has had Substitute for Assembly Bill No. 62 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEO. FRIEDHOFF, *Chairman.*

*Mr. Speaker:*

The Nye Delegation has had Assembly Bill No. 90 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with amendments.

E. A. KELLIHER, *Chairman.*

*Mr. Speaker:*

Your Committee on Agriculture has had Senate Bill No. 104 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Resolution No. 2 under consideration, and begs leave to report same without recommendation.

Also, Senate Bill No. 67, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 59, and recommends that it do pass.

WM. FORMAN, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 123, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, to return Assembly Bill No. 113, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, to return Assembly Bill No. 115, which passed the Senate by the following vote, as amended: Yeas, 21; nays, none; excused, 1.

Also, to inform your honorable body that on Senate Bill No. 34, which was amended in the Assembly, the Senate refuses to concur.

Also, to return Assembly Bill No. 53, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, to present for consideration Senate Bill No. 114, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

SOL HILP,  
*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Ferguson, duly seconded, Senate Bill No. 104 was made a special order for 2:30 p. m., February 28, 1913.

On motion of Mr. Harris, duly seconded, Substitute for Assembly Bill No. 91 was made a special order for 2 p. m., March 3, 1913.

On motion of Mr. Fitzgerald of Elko, duly seconded, Assembly Bill No. 67 was made a special order for 2:30 p. m., March 1, 1913.

#### INTRODUCTION AND FIRST READING

By Mr. Schoer:

Assembly Bill No. 178—An Act to provide a School Supply Commission to adopt school supplies for the State of Nevada, naming the powers and duties of said School Supply Commission, and making an appropriation for the expenses of the same.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Gardiner:

Assembly Bill No. 179—An Act repealing sections 410 and 411 of an Act entitled "An Act to regulate proceedings in criminal cases in this State, and to repeal all other Acts in relation thereto."

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Lincoln Delegation:

Assembly Bill No. 180—An Act to amend section 5 of an Act entitled "An Act to consolidate certain county offices in and for Lincoln County, State of Nevada, and fixing the salaries of certain officers of said county, to take effect on the first Monday in January, 1913, and repealing all other Acts in conflict herewith," approved March 18, 1911.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lincoln Delegation.

#### SECOND READING AND REFERENCE

Senate Bill No. 114.

No objection, bill referred to Clark Delegation.

The Sergeant-at-Arms announced message from the Governor.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 43.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Barnes, Buol, Cole, Davis of Humboldt,



Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, and Winslow—42.

YAYS—Messrs. Baird, Ferguson, Goodman, Haight, Oliver, Wilson, and Mr. Speaker—7.

Absent—Messrs. Gardiner, Hussman, Sullivan, and Wright—4.

On motion of Mr. Williams, duly seconded, Senate Bill No. 99 was placed on third reading and final passage.

Mr. Harrington moved, duly seconded, that the enacting clause be stricken out.

Lost.

Mr. Mighels moved, duly seconded, an amendment: Insert in section 2: "This Act shall take effect January 1, 1915"

Motion lost.

Previous question called for.

Lost.

Mr. Kinghorn moved, duly seconded, that special order on Assembly Bill No. 122 be vacated and made a special order for 2 p. m., February 28, 1913.

Mr. Ferguson moved, duly seconded, to amend the motion by making the time 3 p. m., February 28, 1913.

Motion carried as amended.

Previous question called for.

Carried.

Roll-call on Senate Bill No. 99 (Mr. Gardiner changing his vote from yea to nay):

YEAS—Messrs. Bachengerg, Barnes, Cole, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Harris, Hummel, Kearns, LaPoint, McCarthy, Oliver, Preston, Russell, Schoer, Todd, Welshons, Winslow, and Mr. Speaker—24.

NAYS—Messrs. Adams, Baird, Davis of Nye, Fitzgerald of Eureka, Gardiner, Goodman, Haight, Harrington, Hash, Holmes, Hunter, Kelliher, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Price, Reynolds, Swezy, Tranter, Williams, Wilson, and Wright—25.

Absent—Messrs. Buol, Davis of Humboldt, Hussman, and Sullivan—4.

Mr. Gardiner gave notice that he would move a reconsideration of the vote on Senate Bill No. 99 on the next legislative day.

Assembly Bill No. 22.

On motion of Mr. Forman, duly seconded, the House refused to concur in the Senate amendments, and a Conference Committee to meet with such a committee from the Senate was appointed.

The Chair appointed as such Conference Committee on Assembly Bill No. 22, Messrs. Forman, Winslow, and Tranter.

Assembly Bill No. 145.

On motion of Mr. Kearns, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Liddell offered the following amendment: That the words "dry and" in section 1, line 2, be stricken out.

Carried.

On motion of Mr. Williams, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

HOUSE IN SESSION

House called to order at 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Hussman, excused, and Mr. Sullivan, absent.

Roll-call of attachés.

All present.

MESSAGES FROM THE GOVERNOR

*To the Honorable the Senate and the Assembly:*

I am transmitting for your consideration a copy of a letter received from Colonel D. C. Collier, President of the Panama-California Exposition, to be held in San Diego, California, in 1915, as follows:

SAN DIEGO, CAL., February 21, 1913.

HON. TASKER L. ODDIE, *Governor of Nevada, Carson City.*

SIR: On behalf of the San Diego Exposition officials, I extend through you a cordial invitation to the great State of Nevada to participate in the great exposition we will hold here in 1915.

We who know Nevada believe that she has a great future ahead of her as an agricultural State, that even now the great opportunities you have to offer the home-seeker and capitalist need but the proper exploitation to place Nevada where she properly belongs, among the great agricultural States of the West.

San Diego, the first port of call north of the Panama Canal, is a natural port for the marketing of Nevada's opportunity of exploiting her wonderful resources to the millions of people, many of them home-seekers and capitalists, who will come within our gates during the year 1915.

We ask that your State place here a comprehensive exhibit, one that will compel the investigation of those seeking homes and investment. The future development and settlement of Nevada is of vital importance to San Diego, and in extending a cordial invitation to your Legislature, I want to assure you that you will have the earnest cooperation and support of all the forces of the Panama-California Exposition.

I have the honor to remain, most sincerely, yours, D. C. COLLIER, *President.*

I have hitherto called to the attention of your honorable bodies the matter of a proposed exhibit by the State at the Panama-Pacific International Exposition, at San Francisco, in 1915.

As I believe the State's resources should be properly advertised, I respectfully recommend that the Legislature investigate the desirability of an exhibit at San Diego, and if in its opinion such an exhibit would be advantageous to the State, provisions be made for holding same.

Very respectfully, TASKER L. ODDIE, *Governor.*

No objection, communication placed on file.

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 50, which passed the Senate by the following vote, as amended: Yeas, 20; nays, none; excused, 2.

SOL HILP,  
*Assistant Secretary of the Senate.*

MOTIONS AND RESOLUTIONS

By Mr. Buol:

WHEREAS, The State of Nevada is particularly interested in any movement that will restore the tide of immigration to her thousands of acres of arable and cultivatable land now awaiting the hand of the farmer; and



WHEREAS, There will be held in the State of California, during the year 1915, two great expositions in which the State of Nevada has been invited to participate; and

WHEREAS, The National Irrigation Congress has decided to place at the San Diego Exposition a great exhibit of the history, methods and future of irrigation, a subject in which Nevada is vitally interested; and

WHEREAS, The Governor has received and transmitted to this body an invitation to investigate the San Diego Exposition in order to determine the extent, scope and character of the participation Nevada shall take; and

WHEREAS, The need of economy makes it incumbent upon this Legislature to take every measure to reap the greatest possible benefit from the opportunities afforded by the two expositions to be held in 1915 with the least possible expenditures; be it

*Resolved*, That the presiding officer of this body shall appoint a member of this body to join with a member of the Senate, and a citizen, to be appointed by the Governor, to investigate the San Diego Exposition without expense to the State, and make immediate report upon the extent, scope and character of the exhibit that shall best serve the State of Nevada, with an estimate of the least possible amount that should be provided for such participation.

Resolution adopted.

The Speaker appointed Mr. Buol to represent the Assembly.

The Sergeant-at-Arms announced a message from the Senate.

#### SPECIAL ORDER

Senate Bill No. 44.

On motion of Mr. Swezy, duly seconded, bill placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Davis of Nye, Feely, Ferguson, Fitzgerald of Eureka, Forman, Haight, Harrington, Hash, Holmes, Hunter, Kearns, Kelliher, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Swezy, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—35.

NAYS—Messrs. Bachenberg, Cole, Davis of Humboldt, Fernald, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Harris, Hummel, Hussman, LaPoint, Oliver, and Todd—13.

Absent—Messrs. Buol, Fitzgerald of Elko, Gardiner, Grimes, and Sullivan—5.

Assembly Bill No. 145, as amended.

Mr. Kearns moved the adoption of the amendment.

Carried.

Roll-call on Assembly Bill No. 145, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—48.

NAYS—None.

Absent—Messrs. Buol, Fitzgerald of Elko, Kelliher, Kinghorn, and Sullivan—5.

Mr. Lozano moved to amend Assembly Bill No. 145 by striking out of the title in line 2, the word "placing," and inserting in lieu thereof the word "providing."

Amendment adopted.

Mr. Williams moved that the word "dry" be stricken out and the word "dusty" be inserted in lieu thereof.

Carried.

Mr. Forman moved to take a recess from 3 o'clock to 4 o'clock.  
Carried.

Motion that the House resolve itself into Committee of the Whole for the purpose of considering Senate Bill No. 104.

Carried.

Mr. Wright in the chair.

House in Committee of the Whole at 2:35 p. m.

### HOUSE IN SESSION

At 2:45 p. m.

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 104 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. W. WRIGHT, *Chairman.*

On motion of Mr. Hash, duly seconded, the report was adopted.

Roll-call on Senate Bill No. 104:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Adams, Harrington, Hunter, and Sullivan—4.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 124—An Act to create a Legislative Fund—which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

SOL HILP,

*Assistant Secretary of the Senate.*

No objection, Senate Bill No. 124 was referred to Committee of the Whole.

Mr. Kinghorn moved to vacate special order on Assembly Bill No. 122 to 4:30 p. m.

Carried.

On motion the House took a recess to 4 p. m.

House recessed at 3 p. m.

### HOUSE IN SESSION

At 4 p. m.

Mr. Speaker in the chair.

#### INTRODUCTION AND FIRST READING

By Mr. Fitzgerald of Eureka (by leave):

Assembly Bill No. 131—An Act to amend section 772 of an Act enti-



tled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911.

On motion of Mr. Fitzgerald, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Friedhoff of Lyon:

Assembly Bill No. 131—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act to create Judicial Districts in the State of Nevada, provide for the election of District Judges therein and to fix their residences and salaries, and to repeal all other Acts in relation thereto,' approved March 27, 1907," approved February 8, 1908.

On motion of Mr. Friedhoff, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mineral Delegation:

Assembly Bill No. 183—An Act to amend an Act entitled "An Act creating and organizing the county of Mineral out of a portion of Esmeralda County and providing for its government, and to regulate the affairs of Esmeralda County and Mineral County," approved February 10, 1911.

On motion of Mr. McCarthy, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Mineral Delegation.

#### GENERAL FILE AND THIRD READING

Assembly Joint and Concurrent Resolution No. 8.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the resolution was considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent—Mr. Forman.

On motion of Mr. Kinghorn, the House resolved itself into Committee of the Whole for the consideration of Senate Bill No. 124.

House in Committee of the Whole at 4:15 p. m., with Mr. Davis of Nye in the chair.

#### HOUSE IN SESSION

At 4:45 p. m.

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 124 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, and that the thanks of the committee be tendered the State Controller and the Attorney-General.

I. F. DAVIS, *Chairman.*

Senate Bill No. 124.

Mr. Cole moved that Rule 7 be suspended, that bill be declared an emergency measure, and placed on third reading and final passage.

Carried.

Bill passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Adams and Ferguson—2.

Assembly Bill No. 122.

Mr. Harrington moved that the Sergeant-at-Arms allow no boys under 18 years of age in the Assembly Chamber during the reading and discussion of Assembly Bill No. 122.

Carried.

Mr. Swezy moved to amend by striking out the word "child" and insert the word "it" after the word "unmarried female."

Amendment adopted.

Mr. Tranter moved that Assembly Bill No. 122 be indefinitely postponed.

Carried.

Mr. Harrington moved that the special order set for this afternoon be vacated to Monday at 11 a. m.

Carried.

Mr. Forman moved to adjourn to 10 a. m., March 1, 1913.

Carried.

House adjourned at 5:25 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE FORTY-FIRST DAY

CARSON CITY (Saturday), March 10, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Kearns, absent, and Mr. Preston, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

On motion of Mr. Haight, duly seconded, reading of the Journal was dispensed with, and same approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Mineral Delegation has had Assembly Bill No. 183 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. A. MCCARTHY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 87, 48, 28, and Assembly Joint and Concurrent Resolution No. 5 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 157 under consideration, and begs leave to offer a substitute for this bill, with the recommendation that the substitute bill do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 169 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 72, and recommends that it do not pass.

W. G. HUNTER, *Chairman.*

*Mr. Speaker:*

The Elko Delegation has had Assembly Bill No. 173 and Senate Bill No. 87 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

GEORGE B. RUSSELL, *Chairman.*

*Mr. Speaker:*

The Clark Delegation has had Senate Bill No. 124 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendments: In line 30 after the word "month" insert the words "which shall be full compensation for all services rendered," and in the same line insert after the second word the words "and in addition thereto."

Also, Senate Bill No. 109 under consideration, and begs leave to report favorably upon the same, with the recommendation that it do pass.

FRANK WILLIAMS, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 56, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 113, which passed the Senate by the following vote: Yeas, 15; nays, 5; excused, 2.

Also, to inform your honorable body that Senate Bill No. 62, which was amended in the Assembly, has been concurred in by the Senate.

Also, to return Assembly Bill No. 144, which passed the Senate by the following vote, as amended: Yeas, 18; nays, none; excused, 4.

Also, to present for your consideration Senate Bill No. 112, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 91, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, to return Assembly Bill No. 131, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

SOL HILP,

*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

Mr. Swezy moved, duly seconded, that the House do not recede from its amendments on Senate Bill No. 34.

Carried.

Mr. Swezy moved, duly seconded, that a Conference Committee of three be appointed to confer with a Conference Committee from the Senate on Senate Bill No. 34.

Carried.

Messrs. Swezy, Forman, and Todd were appointed as such committee.

By Mr. Bachenberg:

*Resolved*, That a Select Committee of three members of this Assembly, to be known as the Committee on Retrenchment, be appointed by the Speaker; said committee to be vested with the powers and duties following, to wit:

To investigate the various state offices, departments and commissions; to determine from said investigation the amount and cost of help now employed in said offices, departments and commissions; the character and quality of the help now being employed therein; the committee's opinion as to the service now being obtained by the State, having due regard to the cost of the same to the State; the committee to recommend to this Assembly after making said investigation ways and means by which the cost of obtaining said service may be lessened or by which the same may be improved.

Said committee to report as aforesaid not later than the 12th day of March, 1913.

Said committee to be vested with full power in the premises to swear and examine witnesses and to subpoena the same to appear before it whenever the same shall be deemed necessary.

Resolution lost.

Mr. Ferguson moved, duly seconded, that the House concur in Senate amendments to Assembly Bill No. 144.

Carried.

Mr. Fitzgerald of Elko moved, duly seconded, that Assembly Bill No. 67 be referred to Elko Delegation so that they can introduce a substitute to come up with Assembly Bill No. 67 as a special order.

Carried.

Mr. Kelliher moved, duly seconded, to take up, out of order, Senate Joint and Concurrent Resolution No. 2.

Carried.

Mr. Kelliher offered an amendment to Senate Joint and Concurrent Resolution No. 2:

In line 5 and following the word "report," insert the following: "the result of such investigation back to the Senate and Assembly on or before



March 10, 1913." In line 11 following the word "manner," insert the following: "*Be it further resolved*, that said committee is hereby authorized and empowered to hold its sessions at such places and times as it may determine, to prepare and enforce its rules of procedure, to administer oaths, swear and examine witnesses, to take possession of or order to be produced before it and examine any books, papers, documents, contracts, or memoranda, which it may deem necessary for the proper conduct of such investigation and examination."

Amendment adopted.

Roll-call on Senate Joint and Concurrent Resolution No. 2, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—48.

NAYS—Mr. Swezy.

Absent—Messrs. Feely, Kearns, Preston, and Todd—4.

Mr. Kinghorn moved, duly seconded, that the House adjourn until Monday, March 3, 1913, at 11 a. m.

Motion lost.

Mr. Kinghorn moved, duly seconded, that vote on Senate Bill No. 99 be reconsidered.

Carried.

#### INTRODUCTION AND FIRST READING

By Mr. Fitzgerald of Elko:

Assembly Bill No. 184—An Act to prohibit the purchase or sale of game birds and animals and all varieties of protected fish.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

By Mr. Lozano:

Assembly Bill No. 185—An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act relating to marriage and divorce,' approved November 28, 1861," as approved February 15, 1875, and as approved February 20, 1913, by adding thereto a new section to be known as section 4.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Williams:

Assembly Bill No. 186—An Act compelling attendance of children at schools where tuition, lodging, food, and clothing are furnished at the expense of the United States.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Elko, Clark and Lincoln Delegations:

Assembly Bill No. 187—An Act to amend sections 1 and 3 and repeal

section 4 of an Act entitled "An Act to amend an Act entitled 'An Act to create Judicial districts in the State of Nevada.'" "

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko, Clark and Lincoln Delegations.

SECOND READING AND REFERENCE

Senate Bill No. 91.

No objection, referred to Committee on Corporations and Railroads.

Senate Bill No. 112.

No objection, referred to Committee on Elections.

Senate Bill No. 113.

No objection, referred to Committee on Roads and Highways.

GENERAL FILE AND THIRD READING

Mr. Wright moved that the rules be suspended, and that Senate Bill No. 99 be taken up out of order, and placed on third reading and final passage.

Roll-call demanded.

Motion lost by the following vote:

YEAS—Messrs. Bachenberg, Barnes, Cole, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Harris, Hummel, Hussman, LaPoint, McCarthy, Oliver, Schoer, Todd, Welshons, Winslow and Mr. Speaker—21.

NAYS—Messrs. Adams, Baird, Buol, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Goodman, Haight, Harrington, Hash, Holmes, Hunter, Kelliher, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Price, Reynolds, Russell, Sullivan, Swezy, Tranter, Williams, Wilson, and Wright—29.

Absent—Messrs. Davis of Humboldt, Kearns, and Preston—3.

Assembly Resolution No. 2.

On motion of Mr. Cole, duly seconded, Assembly Resolution No. 2 was made a special order for 2:30 p. m., March 4, 1913.

Substitute for Assembly Bill No. 62.

On motion of Mr. Friedhoff of Lyon, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Friedhoff of Lyon moved, duly seconded, that Substitute for Assembly Bill No. 62 be made a special order for Tuesday, March 4, 1913, at 2 p. m.

Mr. Gardiner amended the motion, to lay Substitute for Assembly Bill No. 62 on the table.

Motion carried, as amended.

Assembly Bill No. 50.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 50.

Assembly Bill No. 146.

On motion of Mr. Goodman, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Gardiner offered an amendment: Page 2, line 24 of printed bill, insert the word "all" after the word "and."

Carried.

On motion of Mr. Russell, duly seconded, the House recessed until 2 p. m.



## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members, all present except Messrs. Harrington, Kearns, Preston, and Wilson, excused.

## INTRODUCTION AND FIRST READING

By Mr. Fitzgerald of Elko:

Substitute for Assembly Bill No. 67—An Act to provide for the construction of a public highway, and making an appropriation therefor.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

On motion of Mr. Bachenberg, duly seconded, the House adjourned until 10 a. m., March 3, 1913.

House adjourned at 2:05 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE FORTY-THIRD DAY

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CARSON CITY (Monday), March 3, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Adams, Buol, and Wilson, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

On motion of Mr. Harrington, the Journal was considered read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 177 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 151, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 182, and begs leave to report that it be referred back to the Washoe Delegation.

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Assembly Bill No. 105 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 108, and begs leave to report the same without recommendation, and that the bill be referred to Committee of the Whole.

W. G. HUNTER, *Chairman.*

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 64 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 160, and begs leave to report favorably on the same, with the recommendation that it be amended as follows: Insert in section 8, after the words "cattle fences," the words "and cattle guards," and the bill pass as amended.

Also, Senate Bill No. 64, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEO. A. COLE, *Chairman.*

*Mr. Speaker:*

Your Select Committee on Substitute for Assembly Bill No. 67 has had same under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. B. FITZGERALD, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 97, 145, and 51 with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

### MOTIONS AND RESOLUTIONS

By Mr. Harris:

*Resolved,* That the Assembly of the State of Nevada has full faith in the honesty and integrity of Mr. Harrington, Chairman of the Joint Investigating Com-



mittee, and in all the members thereof, and that it is the sense of this Assembly that it give them every assistance in the work that they are accomplishing.

Resolution adopted.

#### NOTICE OF BILLS

Mr. Liddell gave notice that he would, at some future day, introduce a bill to revise the general and primary election laws, including such matters as naturally appertain thereto.

#### INTRODUCTION AND FIRST READING

By Mr. Gardiner:

Assembly Bill No. 188—An Act for the relief of Zellerbach Paper Company.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 146.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Haight, duly seconded, Assembly Bill No. 146 was made a special order for 2 p. m., March 4, 1913.

Assembly Bill No. 57.

On motion of Mr. Davis, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Williams offered the following amendment: Amend by adding to section 6 the following words: "*Provided*, that the provisions of this Act shall not apply to pieces of work which are completed in less than eight hours."

Amendment adopted.

On motion of Mr. LaPoint, duly seconded, Assembly Bill No. 57 was laid on the table.

Assembly Bill No. 167.

On motion of Mr. Feely, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McBride, McCarthy, Oliver, Preston, Reynolds, Schoer, Todd, Welshons, Williams, Winslow, and Mr. Speaker—33.

NAYS—Messrs. Friedhoff of Washoe, Haight, Harris, Hash, Holmes, Liddell, Price, Russell, Tranter, and Wright—10.

Absent—Messrs. Adams, Bachenberg, Baird, Buol, Davis of Nye, Harrington, Lozano, Sullivan, Swezy, and Wilson—10.

Assembly Bill No. 126.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Forman moved, duly seconded, that the report of the Judiciary Committee, with amendments, be adopted.

Carried.

Roll-call on Assembly Bill No. 126, as amended:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Friedhoff of Washoe, Harrington, Lozano, Russell, Sullivan, and Wilson—9.

On motion of Mr. Fitzgerald of Elko, duly seconded, the House recessed until 2 p. m.

House recessed at 12:05 p. m.

#### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Sullivan, excused.

Roll-call of attachés.

All present.

The Sergeant-at-Arms announced a message from the Governor.

#### SPECIAL ORDER

Substitute for Assembly Bill No. 91.

Mr. Harris moved the adoption of Substitute for Assembly Bill No. 91.

Carried.

On motion of Mr. Harris, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Harris moved, duly seconded, in line 8, section 1, to strike out the words and figures "thirteen (13)," and insert the words and figures "sixteen (16)." Line 10, section 1, part (a), strike out the words "to and apply," and insert "apply to one or two telephone or telegraph cables attached directly to one side of a pole and which are at least six (6) feet at point of attachment from any wire, cable, or other conductor carrying at any one time more than six hundred volts of electricity; *and further provided*, that the foregoing provisions shall be held not to." Line 8, section 1, paragraph (a), substitute "16" inches for "13" inches. Line 33, section 1, paragraph (b), substitute "16" for "13" inches. Line 42, section 1, paragraph (b), omit all after the word "cables." Line 7, section 2, substitute "16" inches for "13" inches.

Amendments adopted.

On motion of Mr. Harrington, duly seconded the House resolved itself into Committee of the Whole to listen to addresses on Substitute for Assembly Bill No. 91.

House in Committee of the Whole at 2:25 p. m., Mr. Harris in the chair.

Committee of the Whole arose 2:35 p. m.

#### HOUSE IN SESSION

At 2:35 p. m.

Mr. Speaker in the chair.



Roll-call on Substitute for Assembly Bill No. 91, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Adams, Buol, Gardiner, Oliver, Sullivan, and Wilson—6.

On motion of Mr. Fitzgerald of Elko, duly seconded, Substitute for Assembly Bill No. 67 was taken up out of order.

On motion of Mr. Fitzgerald of Elko, duly seconded, Substitute for Assembly Bill No. 67 was adopted.

On motion of Mr. Fitzgerald of Elko, duly seconded, Substitute for Assembly Bill No. 67 was referred to Committee of the Whole.

On motion of Mr. Fitzgerald of Elko, duly seconded, the House resolved itself into the Committee of the Whole.

House in Committee of the Whole at 2:40 p. m., Mr. Russell in the chair.

Committee of the Whole arose at 2:50 p. m.

## HOUSE IN SESSION

At 2:50 p. m.

Mr. Speaker in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Substitute for Assembly Bill No. 67 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEO. RUSSELL, *Chairman.*

Report adopted.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, Substitute for Assembly Bill No. 67 considered engrossed, and placed on third reading and final passage.

Mr. Ferguson offered an amendment to Substitute for Assembly Bill No. 67: In line 5 of the printed bill, insert the word "Fallon" after the word "Lovelock."

Carried.

Mr. Kearns moved, duly seconded, to amend section 1, line 5, by inserting the word "Virginia City" after the word "Reno."

Carried.

Mr. Swezy moved, duly seconded, to amend section 1, line 5, by inserting the words "if practicable" after the words "Virginia City."

Mr. Swezy moved to amend the motion by inserting after the words "Virginia City" the words "if deemed practicable by the County Surveyor of Storey County."

Amendment carried.

Motion carried as amended.

On motion of Mr. Harrington, duly seconded, Assembly Rule No. 58 was suspended.

Mr. Harrington moved, duly seconded, to amend section 11, line 16, after the word "Franktown" to insert the words "or Mound House."

Carried

Mr. Harrington moved, duly seconded, to amend section 11, line 12, after the word "Franktown" to insert the words "or Mound House."

Carried.

Mr. Harris moved, duly seconded, that section 3 be stricken out.

Motion lost.

Mr. Kearns moved, duly seconded, that words and figures "twenty-five thousand (\$25,000) dollars" be stricken out, and words and figures "twenty-seven (\$27,000) dollars" be inserted in lieu thereof.

Motion lost.

Mr. Fitzgerald of Elko moved, duly seconded, to strike out the word and figure "six (6)" and insert word and figure "four (4)" in lieu thereof, in section 4, line 1.

Carried.

Mr. Kearns moved, duly seconded, to amend section 5 by adding the following: The County Commissioners of Storey County shall have full power and supervision over the location and construction of the road from the Washoe County line, through Storey County to the Lyon County line, and that the sum of \$2,000 be appropriated out of said sum.

Carried.

Mr. Harrington moved, duly seconded, that Substitute for Assembly Bill No. 67 be referred to Washoe, Lyon, Storey, and Ormsby Delegations.

Carried.

The Sergeant-at-Arms announced a message from the Senate.

#### GENERAL FILE AND THIRD READING

Substitute for Assembly Bill No. 77.

Mr. Cole moved the adoption of Substitute for Assembly Bill No. 77, and that same be ordered printed.

Carried.

Assembly Bill No. 166.

On motion of Mr. Lozano, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Lozano moved, duly seconded, to amend section 1, line 8, by inserting in blank before the word "street" the words in parentheses "(Insert name of street)."

Carried.

Roll-call on Assembly Bill No. 166 as amended:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Gardiner, Grimes, Harris, Hash, Holmes, Hummel, Hunter, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Preston, Price, Reynolds, Schoer, Swezy, Todd, Welshons, Williams, Winslow, Wright, and Mr. Speaker—35.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Goodman, Haight, Harrington, Hussman, Kearns, Mighels, McBride, Oliver, Russell, Sullivan, Tranter, and Wilson—18.

#### INTRODUCTION AND FIRST READING

By Mr. Forman:

Assembly Bill No. 189—An Act to detach a portion of the territory



of Esmeralda County from said county and attach the same to Nye County.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda and Nye Delegations.

By Mr. Cole:

Assembly Bill No. 190—An Act providing for a state loan, and the refunding of the outstanding indebtedness of the State.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Taxation.

By Mr. Welshons:

Assembly Bill No. 191—An Act for the relief of M. S. Bonnifield and T. A. Brandon.

On motion of Mr. Welshons, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Preston:

Assembly Bill No. 192—An Act relating to the compensation of Washoe County officers.

On motion of Mr. Preston, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. McCarthy:

Assembly Bill No. 193—An Act to amend an Act entitled "An Act to provide educational facilities for the children in the State Orphans' Home, and other matters properly connected therewith," approved March 20, 1911.

On motion of Mr. McCarthy, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Reynolds:

Assembly Bill No. 194—An Act for the relief of Julius Huebner of Eureka, Eureka County, Nevada.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

#### GENERAL FILE AND THIRD READING

Substitute for Assembly Joint and Concurrent Resolution No. 7.

On motion of Mr. Lozano, duly seconded, the rules were suspended, resolution considered engrossed, and placed on third reading and final passage.

On motion of Mr. Lozano, duly seconded, Substitute for Assembly Joint and Concurrent Resolution No. 7 was adopted.

Roll-call on Substitute for Assembly Joint and Concurrent Resolution No. 7:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel,

Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Fitzgerald of Eureka, Gardiner, Haight, Kearns, Kinghorn, Oliver, Sullivan, Swezy, and Wilson—12.

Senate Bill No. 78.

On motion of Mr. Holmes, duly seconded, the House resolved itself into Committee of the Whole to take up such matters as might come before it.

House in Committee of the Whole at 3:55 p. m., Mr. Liddell in the chair.

Committee arose at 4:20 p. m.

### HOUSE IN SESSION

At 4:20 p. m.

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 78 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 61, favorably, with the recommendation that it do pass.

Also, Senate Bill No. 70, favorably, with the following amendment: Add in section 1: "provided, that said money shall be used for the purposes ordered, and with the consent of the State Board of Examiners;" and that it pass as amended.

Also, Assembly Bill No. 124, favorably, with the recommendation that it do pass.

T. P. LIDDELL, *Chairman.*

On motion of Mr. Harrington, duly seconded, Senate Bills 78, 61, 70, and Assembly Bill No. 124 were taken up out of order and placed on third reading and final passage.

#### GENERAL FILE AND THIRD READING

Roll-call on Senate Bill No. 78.

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Lozano, Mighels, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Adams, Buol, Forman, Kinghorn, Liddell, McBride, McCarthy, Russell, Sullivan, Welshons, and Wilson—11.

Senate Bill No. 61.

Roll-call on Senate Bill No. 61.

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Adams, Buol, Davis of Nye, Kinghorn, McBride, Russell, Sullivan, Welshons, and Wilson—9.



Senate Bill No. 70.

Roll-call on Senate Bill No. 70, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Welshons, Williams, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Adams, Buol, Kinghorn, Russell, Sullivan, Tranter, and Wilson—7.

Assembly Bill No. 124.

On motion of Mr. Lozano, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—44.

NAYS—Mr. Friedhoff of Lyon.

Absent—Messrs. Adams, Bachenberg, Buol, Kinghorn, Russell, Sullivan, Swezy, and Wilson—8.

On motion of Mr. Friedhoff, duly seconded, the House adjourned until 10 a. m., March 4, 1913.

House adjourned at 4:40 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

THE FORTY-FOURTH DAY

CARSON CITY (Tuesday), March 4, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Adams, Barnes, Buol, Harrington, Kinghorn, Swezy, and Wilson, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

On motion of Mr. Friedhoff of Lyon, Journal was considered read and approved.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 53, 113, and 123 with the engrossed copies, finds the same correctly enrolled, and has this day delivered same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bills Nos. 109, 128, and 81 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 152 under consideration, and begs leave to report the same, with the recommendation that it be referred to the Humboldt, Elko, Eureka, and Lander Delegations.

Also, Senate Bill No. 82, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 184 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 50, 90, and 144 with the engrossed copies thereof, and finds the same correctly engrossed.

W. H. KEARNS, *Chairman.*

PRESENTATION OF PETITIONS

For the confinement or detention of boys and girls under legal age, from Humboldt County Grand Jury.

Placed on file.

The Speaker appointed Messrs. Winslow, Mighels, and Kelliher to investigate the State Bank and Trust Company.

MESSAGES FROM THE GOVERNOR

*To the Honorable the Senate and the Assembly:*

I beg leave to advise you that I have received up to date from your honorable bodies the following enrolled bills:

Senate Bills Nos. 2, 12, 15, 71, 25, 22, 19, 32, 31, 7, 16, 33, 80, 53, 26, 98, 74, 27, 73,



and 63, Senate and Assembly Resolution No. 1, Assembly Bills Nos. 21, 32, 11, 17, 73, 69, 84, 59, 87, 48, 98, 30, 118, 68, 93, 96, 114, 28, 54, and 55, Substitute for Assembly Resolution No. 6, Assembly Resolutions Nos. 1, 2, and 5.

All of these bills I have approved and transmitted to the Secretary of State.

Very respectfully,

TASKER L. ODDIE, *Governor*.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 19, also Substitute No. 19, and Senate Substitute for Assembly Substitute Bill No. 19, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Senate Substitute for Assembly Bill No. 42, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, petition from citizens of Winnemucca.

Also, to return Assembly Bill No. 150, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 96, for the consideration of your honorable body, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Senate Bill No. 81, which passed the Senate by the following vote: Yeas, 18; nays, 1; excused, 3.

SOL HILP,

*Assistant Secretary of the Senate.*

#### INTRODUCTION AND FIRST READING

By White Pine Delegation:

Assembly Bill No. 195—An Act fixing and establishing the fees to be charged in certain cases by the County Clerk of White Pine County and ex officio Clerk of the Ninth Judicial District Court in the State of Nevada, and providing for the disposition of such fees.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to White Pine Delegation.

By Mr. Bachenberg:

Assembly Bill No. 196—An Act in relation to the installation of instruments by telephone companies doing business in this State, and providing a penalty for the violation thereof.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

By Mr. Kelliher:

Assembly Bill No. 197—An Act to promote the health of school children.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

#### SECOND READING AND REFERENCE

Senate Bill No. 96.

No objection, bill referred to Committees on Education and Public Morals.

Senate Bill No. 81.

No objection, bill referred to Committees on Education and Public Morals.

Senate Substitute for Assembly Bill No. 19.

No objection, bill referred to Committee on Judiciary.

Senate Substitute for Assembly Bill No. 42.

No objection, bill referred to Committee on Judiciary.

GENERAL FILE AND THIRD READING

Senate Bill No. 77.

Roll-call on Senate Bill No. 77:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Tranter, Welshons, Williams, Wright, and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Feely, Fitzgerald of Elko, Forman, Harrington, Kearns, Kinghorn, Liddell, Sullivan, Swezy, Todd, Wilson, and Winslow—15.

Senate Bill No. 36.

Mr. Tranter moved, duly seconded, that Senate Bill No. 36 be referred to Committee on Labor.

Motion lost.

Mr. Harris moved to amend section 5 by adding the following: "This Act shall not apply to or affect any person, firm or corporation employing two or less females."

Amendment adopted.

Mr. Williams moved to amend section 1, lines 4 and 5, by striking out the words "restaurant, hotel, apartment house, lodging-house."

Lost.

Roll-call on Senate Bill No. 36, as amended (Mr. Tranter changing his vote from nay to yea):

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Haight, Harrington, Harris, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Todd, Tranter, Wilson, Winslow, and Mr. Speaker—33.

NAYS—Messrs. Ferguson, Fernald, Fitzgerald of Elko, Grimes, Hash, Holmes, Lozano, Mighels, McBride, Russell, Schoer, Welshons, Williams, and Wright—14.

Absent—Messrs. Adams, Buol, Kinghorn, Liddell, and Swezy—5.

Not voting—Mr. Goodman.

Mr. Tranter gave notice of a reconsideration of Senate Bill No. 36 on next legislative day.

MOTIONS AND RESOLUTIONS

*Resolved*, That the Speaker be and he is hereby directed to appoint a committee of one to serve with a like committee of the Senate to telegraph to Woodrow Wilson the congratulations of the Legislature of the State of Nevada upon his inauguration as President.

Resolution adopted.

Chair appointed Mr. Gardiner to act as such committee.

On motion of Mr. Cole, duly seconded, Assembly Resolution No. 2 was made a special order for 3:30 p. m., March 4, 1913.



## GENERAL FILE AND THIRD READING

Senate Bill No. 93.

Roll called on Senate Bill No. 93, and lost by the following vote:

YEAS—Messrs. Cole, Davis of Humboldt, Feely, Forman, Friedhoff of Washoe, Goodman, Harris, Hummel, Hussman, Kearns, Oliver, Preston, Price, Todd, Welshons, and Mr. Speaker—16.

NAYS—Messrs. Baird, Barnes, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Grimes, Haight, Hash, Holmes, Hunter, Kelliher, LaPoint, Lee, Lozano, Mighels, McCarthy, Reynolds, Russell, Schoer, Sullivan, Tranter, Williams, Wilson, Winslow, and Wright—27.

Absent—Messrs. Adams, Bachenberg, Buol, Davis of Nye, Gardiner, Harrington, Kinghorn, Liddell, McBride, and Swezy—10.

Substitute for Senate Bill No. 48.

Mr. Mighels moved to amend line 13 of printed bill: Strike out the words "fifteenth day of August" and insert the words "first day of September."

Amendment adopted.

Amendment offered by committee lost.

Roll-call on Substitute for Senate Bill No. 48:

YEAS—Messrs. Baird, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—40.

NAYS—Messrs. Davis of Humboldt, Hunter, Lee, and Preston—4.

Absent—Messrs. Adams, Bachenberg, Barnes, McBride, and Swezy—5.

Not voting—Messrs. Forman, Gardiner, Kinghorn, and Liddell—4.

## COMMUNICATION

HON. GEO. BRODIGAN, *Carson City, Nevada*:

At 4 o'clock this morning, after heated debates in which Senator Francis G. Newlands and Senator Key Pittman insisted upon Senate amendment providing for the retaining of Carson and other western assay offices or the defeat of the entire judicial and executive appropriation bill, the House surrendered and the bill was passed with the amendments. Only the emphatic statement by the Senators that the great mining industry was involved and that they would discuss the amendments until the adjournment of Congress caused the House to yield. Notify Legislature.

HARRISON.

On motion of Mr. Haight, duly seconded, the House recessed until 2 p. m.

House recessed at 12:05 p. m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All members present, except Messrs. Adams and Schoer, absent; and Messrs. Barnes, Buol, Harrington, and Wilson, excused.

Roll-call of attachés.

All present.

Mr. Bachenberg moved, duly seconded, that the House adjourn until 10 a. m., March 5, 1913.

Mr. Mighels moved an amendment to the motion that the House adjourn at 2:30 p. m. until 10 a. m., March 5, 1913.

Motion carried as amended.

SPECIAL ORDER

Assembly Bill No. 146.

Mr. Feely moved to amend Assembly Bill No. 146 as follows: After the word "delinquency" add: "and that no property that has not an assessed valuation of over two hundred and fifty dollars (\$250) shall be published in any newspaper as delinquent, but in such event notice of such delinquency shall be given by registered letter to the owner or owners, if known, to be mailed by the County Treasurer, and also by said County Treasurer posting notice thereof in three conspicuous places in the county wherein such property is situated, one of such places to be at the front door of the court-house."

Amendment adopted.

Roll-call on Assembly Bill No. 146, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—Mr. Sullivan.

Absent—Messrs. Adams, Buol, Davis of Nye, Friedhoff of Washoe, Gardiner, Liddell, Russell, and Schoer—8.

On motion of Mr. Hash, duly seconded, Assembly Rule No. 58 was suspended.

REPORTS OF COMMITTEES

Mr. Speaker:

Your Committee on Congratulations to President Wilson begs leave to report that it has sent the following telegram:

PRESIDENT WOODROW WILSON, *White House, Washington, D. C.*

We unanimately extend our heartiest congratulations with best wishes for the success of your administration and for the peace and prosperity of our beloved country.

THE LEGISLATURE OF NEVADA.

Respectfully submitted,

C. L. HORSEY, *for the Senate.*

W. M. GARDINER, *for the Assembly.*

On motion, duly seconded, the House gave three cheers for the newly inaugurated President of the United States, Woodrow Wilson.

INTRODUCTION AND FIRST READING

By Mr. Hummel:

Assembly Bill No. 198—An Act repealing sections eight (8), nine (9), ten (10), thirteen (13), fifteen (15), and sixteen (16), of an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911, which sections of said Act hereby repealed authorized the appointment of one Deputy Superintendent of Public Instruction by the State Board of Education of the State of Nevada upon the nomination of the Superintendent of Public Instruction of this State for each of the five (5) educational or supervision districts of the State, specify the qualifications and compensation of such Deputy Superintendent of Public Instruction, the rules governing them and the man-



ner of their removal from office and otherwise relating to such Deputy Superintendent of Public Instruction; also amending certain other sections of said "Act concerning public schools, and repealing certain Acts relating thereto," so approved, which sections so hereby amended relate to the duties and powers of Deputy Superintendent of Public Instruction and otherwise refer to them; and also amending section six (6) of an Act entitled "An Act relating to children who are now or who may hereafter become dependent, neglected or delinquent, to define these terms, and to provide for the treatment, control, maintenance, protection, adoption and guardianship of the person of such child or children," approved March 24, 1909; and repealing all other parts of Acts relating in any manner to Deputy Superintendents of Public Instruction of the State of Nevada.

On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Mr. Hash:

Assembly Joint and Concurrent Resolution No. 9, relative to amending section 3 of article 11 of the Constitution of the State of Nevada.

On motion of Mr. Hash, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Washoe Delegation:

Assembly Bill No. 199—An Act requiring all county officers to file vouchers for all expenses allowed by law, traveling or otherwise.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Hummel:

Assembly Bill No. 200—An Act creating the office of County Superintendent of Schools, and making each of the District Attorneys of the State of Nevada ex officio County Superintendent of Schools within the county of which he is District Attorney, fixing the compensation for services as such ex officio County Superintendent of Schools, authorizing such District Attorneys to appoint Deputy County Superintendents of Schools in certain cases, fixing the salary of such Deputy County Superintendent of Schools, and repealing all Acts and parts of Acts in conflict with the provisions of this Act.

On motion of Mr. Hummel, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Lyon Delegation:

Assembly Bill No. 201—An Act to provide for a county high school in the city of Yerington, State of Nevada, for the erection, construction, or reconstruction, equipment and maintenance of such school, for the issuance and payment of bonds for the creation of a fund for the erection, construction or reconstruction, equipment and maintenance of such building, for the establishing and maintaining of such school.

On motion of Mr. Wilson, duly seconded, the rules were suspended,

reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lyon Delegation.

By Washoe Delegation:

Assembly Bill No. 202—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.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Washoe Delegation:

Assembly Bill No. 203—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.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time, and referred to Committee on Judiciary.

By Mr. Wright:

Assembly Bill No. 204—An Act to amend sections 12 and 13 of an Act entitled "An Act for the government and maintenance of the State Orphans' Home," approved March 1, 1873, as amended March 9, 1903.

On motion of Mr. Wright, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Mr. Davis of Humboldt:

Assembly Bill No. 205—An Act to amend section 121 of 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, 1911.

On motion of Mr. Davis of Humboldt, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Davis of Humboldt:

Assembly Bill No. 206—An Act authorizing and directing the Board of County Commissioners of Humboldt County to pay from the county general fund the sum of five hundred dollars monthly to cover expenses incurred by the Humboldt County Chamber of Commerce in promoting the public good, and matters properly connected therewith.

On motion of Mr. Davis of Humboldt, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Humboldt Delegation.

By Mr. McBride:

Assembly Bill No. 207—An Act to provide for bonding counties for building and equipping county schools and dormitories, or for either one of these purposes, and other matters properly connected therewith.

On motion of Mr. McBride, duly seconded, the rules were suspended,



reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Education.

By Washoe Delegation:

Assembly Bill No. 208—An Act to amend section 126 of 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 of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### MOTIONS AND RESOLUTIONS

Mr. Haight moved, duly seconded, that a committee of one be appointed to send a telegram to the retiring President, William H. Taft.

Carried.

The Chair appointed Mr. Haight as such committee.

House adjourned at 2:30 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

## THE FORTY-FIFTH DAY

CARSON CITY (Wednesday), March 5, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Hunter, Kearns, and Russell, absent, and Messrs. Barnes, Buol, Friedhoff of Washoe, Harrington, Welshons, and Wilson, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

On motion of Mr. Friedhoff of Lyon, duly seconded, the Journal was considered read and approved.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The White Pine Delegation has had Assembly Bill No. 195 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman.**Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 65 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.**Mr. Speaker:*

Your Committee on Taxation and Revenue has had Assembly Bill No. 190 under consideration, and begs leave to report favorably on the same, with the recommendation that the enclosed amendment be added as section 10 thereof, and that the bill do pass, as amended:

SEC. 10. If the provisions of this Act are carried out prior to July 1, 1913, then and in that event the portions of the June installment of taxes for the year 1912, provided by an Act entitled "An Act to fix the state tax levy, and to distribute the same into the proper funds," approved March 4, 1912, to be applied to the payment of the interest and the redemption of the principal of the bonds in this Act provided to be refunded, shall be transferred to the General Fund, and the State Controller and State Treasurer are hereby authorized and directed to make such transfer; *provided*, that said transfer shall not be made until after the satisfaction of any interest which may have accrued on the bonds herein provided for on said July 1, 1913, and the balance only at such time shall be transferred to the General Fund.

W. T. OLIVER, *Chairman.**Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 194 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 133, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

P. W. FEELY, *Chairman.**To the Honorable Senate and Assembly of the State of Nevada:*

Your Joint Conference Committee appointed to consider Assembly Bill No. 8 and Senate Substitute therefor, in which substitute the Assembly failed to concur,



begs leave to return herewith said Assembly Bill No. 8 and said Senate substitute therefor and also present and return herewith this committee's substitute and to recommend its adoption, and that it do pass as agreed by this your Conference Committee.

WM. FORMAN,  
GEO. A. COLE,  
A. L. FITZGERALD,  
CHAS. LEE HORSEY,  
W. J. BELL.

Report adopted, and Assembly Bill No. 8 made a special order for 2:15 p. m., March 5, 1913.

*Mr. Speaker:*

Your Special Committee has had Substitute for Assembly Bill No. 67 under consideration, and begs leave to report favorably on the same, with the recommendation that as amended and reprinted the bill be placed on third reading and do pass.

J. B. FITZGERALD, *Chairman*.

*Mr. Speaker:*

The Esmeralda Delegation has had Assembly Bill No. 161 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman*.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 125, which passed the Senate this day by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 103, which passed the Senate by the following vote: Yeas, 15; nays, none; excused, 7.

Also, Senate Bill No. 117, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Joint and Concurrent Resolution No. 8, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Senate Bill No. 30, which passed the Senate by the following vote, as amended: Yeas, 15; nays, 4; excused, 3.

Also, I have the honor herewith to return to your honorable body Substitute for Senate Bill No. 23, the Senate concurring in all amendments, except the amendments offered by the Judiciary Committee.

Also, to inform your honorable body that the Senate has concurred in the Assembly amendment to Senate Joint and Concurrent Resolution No. 2.

Also, to present for your consideration Substitute for Senate Bill No. 65, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 79, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Senate Bill No. 126, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, to inform your honorable body that the Senate has this day concurred in Assembly amendment to Senate Bill No. 70.

SOL HILP,  
*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

Mr. Tranter moved, duly seconded, that the House reconsider Senate Bill No. 36.

Motion carried.

Mr. Tranter moved, duly seconded, that Senate Bill No. 36 be placed on third reading and final passage.

Carried.

Mr. Cole moved, duly seconded, to lay Senate Bill No. 36 on the table.

Carried.

Resolution by Mr. Cole that no bill be introduced after March 11, without unanimous consent.

Resolution adopted.

INTRODUCTION AND FIRST READING

By Mr. Fitzgerald of Elko:

Assembly Bill No. 209—An Act to provide for the payment of actual expenses and per diem to the County Commissioners of Elko County, Nevada, while engaged in inspecting public improvements.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko Delegation.

By Mr. Kinghorn:

Assembly Bill No. 210—An Act authorizing and relating to the employment of convicts on the State Prison Farm, and to provide a fund in the State Treasury for the payment thereof.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

By Mr. Kinghorn:

Assembly Bill No. 211—An Act to amend section 4 of an Act entitled "An Act authorizing and relating to the employment of convicts on the public roads and highways, providing a general fund in the State Treasury to defray the expenses thereof, and for other purposes," approved March 16, 1911.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

By Mr. Holmes:

Assembly Bill No. 212—An Act to amend section 7 of article 10 and section 4 of article 11 of an Act entitled "An Act to incorporate the town of Reno, Washoe County, and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended March 13, 1905.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

SECOND READING AND REFERENCE

Senate Bill No. 117.

No objection, bill referred to Committee on Ways and Means.

Substitute for Senate Bill No. 65.

No objection, bill referred to Committee on Agriculture.

Senate Bill No. 126.

No objection, bill referred to Lander Delegation.

Senate Bill No. 103.

No objection, bill referred to Committee on Corporations and Railroads.

Senate Bill No. 125.

No objection, bill referred to Committee on Ways and Means.



On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 177 was referred to Committee of the Whole.

#### GENERAL FILE AND THIRD READING

Substitute for Senate Bill No. 23.

Mr. Gardiner moved, duly seconded, that the House do not recede on the Judiciary Committee amendments to Substitute for Senate Bill No. 23, and that Conference Committee be appointed.

Carried.

The Chair appointed Messrs. Gardiner, Forman, and Haight.

Senate Bill No. 85.

Roll call on Senate Bill No. 85:

YEAS—Messrs. Baird, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Preston, Price, Reynolds, Schoer, Todd, Tranter, Williams, and Mr. Speaker—34.

NAYS—Messrs. Adams, Feely, McBride, Oliver, and Winslow—5.

Absent—Messrs. Bachenberg, Barnes, Buol, Friedhoff of Washoe, Hummel, Hunter, Kearns, Kinghorn, Russell, Sullivan, Swezy, Welshons, Wilson, and Wright—14.

Substitute for Senate Bill No. 37.

On motion of Mr. Williams, duly seconded, the amendments offered by the Committee on Judiciary were adopted.

Mr. Cole moved to lay Substitute for Senate Bill No. 37 on the table.

Motion lost.

Mr. Hash moved to amend line 70, section 1 of Substitute for Senate Bill No. 37 by adding thereto the words "upwards of two months old."

Amendment lost.

Mr. Harris moved to amend line 4, section 2, by striking out the word "second" and inserting in lieu thereof the word "first."

Amendment adopted.

Roll-call on Substitute for Senate Bill No. 37, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis, of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Davis of Nye, Friedhoff of Washoe, Hummel, Hunter, Kearns, and Welshons—8.

Senate Bill No. 88.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the report of the Judiciary Committee with amendments was adopted:

Roll-call on Senate Bill No. 88, as amended:

YEAS—Messrs. Adams, Barnes, Cole, Davis of Humboldt, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Haight, Harrington, Hash, Holmes, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—36.

NAYS—Messrs. Baird, Ferguson, Fernald, Fitzgerald of Elko, Grimes, Harris, Kinghorn, and Todd—8.

Absent—Messrs. Bachenberg, Buol, Davis of Nye, Friedhoff of Washoe, Hummel, Hunter, Kearns, Preston, and Welshons—9.

Senate Bill No. 9.

Roll-call on Senate Bill No. 9:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, McBride, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Forman, Friedhoff of Washoe, Hummel, Hunter, Kearns, Kinghorn, Mighels, McCarthy, and Welshons—11.

Senate Bill No. 59.

Roll-call on Senate Bill No. 59.

YEAS—Messrs. Baird, Barnes, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Wright, and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Cole, Davis of Humboldt, Fitzgerald of Elko, Friedhoff of Washoe, Gardiner, Harrington, Hummel, Hunter, Kearns, Mighels, McBride, Oliver, Welshons, and Winslow—17.

Assembly Bill No. 115.

On motion of Mr. Gardiner, the House concurred in Senate amendments.

On motion of Mr. Forman, duly seconded, Senate Bill No. 67 was recommitted to Judiciary Committee.

On motion of Mr. Fitzgerald, duly seconded, Assembly Bill No. 133 was recommitted to Committee on Claims.

Assembly Bill No. 94.

On motion of Mr. Barnes, report of committee was adopted.

On motion of Mr. Barnes, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Ferguson, Friedhoff of Washoe, Hummel, Hunter, Kearns, Kinghorn, McBride, Russell, and Welshons—11.

Assembly Bill No. 169.

On motion of Mr. Williams, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Cole, Davis of Nye, Ferguson, Forman,



Friedhoff of Washoe, Harrington, Hummel, Hunter, Kearns, McBride, and Welshons—13.

Assembly Bill No. 183.

On motion of Mr. McCarthy, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. McCarthy moved to amend line 36 of the printed bill by inserting the words "in their judgment" after the word "may."

Carried.

Roll-call on Assembly Bill No. 183, as amended:

YEAS—Messrs. Adams, Baird, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Buol, Cole, Davis of Nye, Ferguson, Friedhoff of Washoe, Hummel, Hunter, Kearns, Mighels, McBride, Welshons, and Wright—14.

On motion of Mr. Kinghorn, the House recessed until 2 p. m.

House recessed at 12 m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Barnes, Buol, Friedhoff of Washoe, Harrington, Welshons, and Winslow, excused.

Roll-call of attachés.

All present.

A petition from water users of Humboldt County was received.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 91 and 166 with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 110 under consideration, and begs leave to report a substitute therefor, with the recommendation that the substitute do pass.

W. T. OLIVER, *Chairman.*

## MOTIONS AND RESOLUTIONS

On motion of Mr. Cole, duly seconded, Assembly Bill No. 94 was taken from the file and referred to Judiciary Committee.

## INTRODUCTION AND FIRST READING

By Mr. Kinghorn:

Assembly Bill No. 213—An Act to amend section 2 of 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, and to repeal certain Acts relating thereto,' approved March 23, 1891, and to all Acts

amendatory thereto, and to provide for a state license upon the business of disposing at retail or wholesale of spirituous, malt or vinous liquors in this State, and providing penalties for violation hereof," approved March 15, 1905.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Mr. Holmes:

Assembly Bill No. 214—An Act for the relief of Flanigan Warehouse Company.

On motion of Mr. Holmes, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Washoe Delegation:

Assembly Bill No. 215—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.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Haight:

Assembly Joint and Concurrent Resolution No. 10, relative to amending section 1 of article 10 of the Constitution of the State of Nevada, pertaining to the assessment and taxation of patented claims.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Revenue and Taxation.

#### SPECIAL ORDER

Mr. Forman moved, duly seconded, that the substitute introduced by the Joint Conference Committee for the Substitute for Assembly Bill No. 8 be adopted.

Carried.

On motion of Mr. Forman, duly seconded, rules suspended, Joint Conference Committee Substitute for Substitute for Assembly Bill No. 8, considered engrossed, placed on third and final passage, and passed by the following vote (Mr. Ferguson changing his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Buol, Friedhoff of Washoe, Harrington, Hunter, Mighels, McBride, Russell, and Welshons—8.

On motion of Mr. Harris, duly seconded, Rule No. 58 was suspended.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 173.

On motion of Mr. Schoer, duly seconded, the rules were suspended,



bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Buol, Davis of Nye, Forman, Friedhoff of Washoe, Gardiner, Harrington, Kearns, McBride, Russell, Tranter, and Welshons—11.

On motion of Mr. Friedhoff of Lyon, duly seconded, Substitute for Assembly Bill No. 62 was taken from the table, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fitzgerald of Elko, Friedhoff of Lyon, Gardiner, Grimes, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Winslow, and Mr. Speaker—35.

NAYS—Messrs. Fernald, Fitzgerald of Eureka, Holmes, Lozano, Price, Williams, Wilson, and Wright—8.

Absent—Messrs. Buol, Davis of Nye, Forman, Friedhoff of Washoe, Goodman, Haight, Harrington, McBride, Russell, and Welshons—10.

Assembly Bill No. 157.

On motion of Mr. Kinghorn, duly seconded, Substitute for Assembly Bill No. 157 was made a special order for 2:30 p. m., March 6, 1913.

Senate Bill No. 109.

Roll-call on Senate Bill No. 109:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Davis of Humboldt, Fitzgerald of Elko, Friedhoff of Washoe, Harrington, Hummel, Russell, and Welshons—9.

Senate Bill No. 87.

Roll-call on Senate Bill No. 87:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Feely, Ferguson, Fitzgerald of Eureka, Friedhoff of Lyon, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Williams, Wilson, Winslow, and Mr. Speaker—39.

NAYS—Mr. Davis of Nye.

Absent—Messrs. Bachenberg, Buol, Davis of Humboldt, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Washoe, Gardiner, Hummel, Russell, Tranter, Welshons, and Wright—13.

Senate Bill No. 72.

Roll-call on Senate Bill No. 72:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Friedhoff of Washoe, Gardiner, Hummel, Russell, Welshons, and Wright—10.

Senate Bill No. 114.

Roll-call on Senate Bill No. 114, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Oliver, Preston, Price, Russell, Schoer, Sullivan, Swezy, Todd, Williams, Wilson, Winslow, and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Forman, Friedhoff of Washoe, Hash, Hummel, Liddell, Mighels, McBride, McCarthy, Reynolds, Tranter, Welshons, and Wright—15.

Senate Bill No. 64.

Roll-call on Senate Bill No. 64:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Feely, Fitzgerald of Elko, Friedhoff of Washoe, Liddell, McBride, Russell, Swezy, and Welshons—10.

Assembly Bill No. 160.

On motion of Mr. Lee, duly seconded, the amendments of Committee on Corporations and Railroads were adopted.

On motion of Mr. Lee, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Cole moved, duly seconded, that the special order for Assembly Resolution No. 2 be vacated and made a special order immediately after action on Assembly Bill No. 160.

Carried.

Mr. Kinghorn moved, duly seconded, to strike out in section 5, line 5, the words "forty feet of such tracks" and insert the words in lieu thereof "their right of way."

Carried.

Mr. Lee moved to amend in line 2, section 6, by striking out the word "less" and inserting the word "more" in lieu thereof.

Carried.

Mr. Gardiner moved to amend section 5, line 1, after the word "within," by inserting the words "or adjoining."

Motion lost.

Roll-call on Assembly Bill No. 160:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Friedhoff of Washoe, Kelliher, McBride, Sullivan, Swezy, Todd, and Welshons—10.



## SPECIAL ORDER

Assembly Resolution No. 2.

Mr. Kinghorn offered the following amendment to Resolution No. 2: In line 7 of page 2 of the printed resolution, strike out the word "as" and insert in lieu thereof the word "if." In line 8 of same printed page insert between the word "pardons" and the word "will" the words "such course," so that the context will read "if, in the judgment of the Board of Pardons such course will best subserve the interests of the State."

Amendment adopted.

The Sergeant-at-Arms announced messages from the Senate.

Roll-call on Assembly Resolution No. 2, as amended:

YEAS—Messrs. Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Grimes, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Tranter, Williams, Wilson, Wright, and Mr. Speaker—36.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Baird, Buol, Friedhoff of Washoe, Goodman, Haight, Harrington, Harris, Hummel, Liddell, Mighels, McBride, Swezy, Todd, Welshons, and Winslow—17.

On motion of Mr. Lozano, duly seconded, Assembly Bill No. 108 and Assembly Bill No. 105 were laid on the table.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Substitute for Senate Bill No. 54 under consideration, and begs leave to report the same back to the Assembly without recommendation.

Also, Assembly Bill No. 12, and begs leave to report it back to the Assembly, with the recommendation that a substitute bill, transmitted herewith, be adopted instead.

Also, Assembly Bill No. 179, and report unfavorably, with the recommendation that it do not pass.

Also, Assembly Bill No. 175, and report unfavorably, with the recommendation that it do not pass.

Also, Assembly Bill No. 185, and report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 84, and report favorably, with the recommendation that it do pass.

Also, Assembly Bill No. 111, and report favorably, with the recommendation that it do pass.

Also, Assembly Bill No. 147, and report favorably on the same, with the recommendation that it do pass, after having been amended by striking out in the fifth line of the original bill the words "or any part thereof;" the same being in line 5 of section 1 of the printed bill, and striking out the same words from the title of the bill.

Also, Assembly Bill No. 154, and begs leave to report the same back to the Assembly with the recommendation that the attached bill be substituted therefor, and that the substitute bill do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 131, 51, 97 and 56 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

## INTRODUCTION AND FIRST READING

By Mr. Kearns:

Assembly Bill No. 216—An Act for the relief of L. G. Couture.

On motion of Mr. Kearns, duly seconded, the rules were suspended,

reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

By Mr. Williams:

Assembly Bill No. 217—An Act to provide for the lending to the teachers of the public schools of the State of Nevada of literary and miscellaneous books by the State Librarian, providing the method of defraying expenses incident to distribution, requiring the compilation and publication of State Library catalogues, and the distribution thereof, and other matters relating thereto.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Mr. Russell:

Assembly Bill No. 218—An Act to amend section 50 of an Act entitled "An Act to regulate banking, and other matters relating thereto," approved March 22, 1911.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Banks and Banking.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your committee appointed to confer with Senate committee on Senate amendment to Assembly Bill No. 22 begs leave to recommend that the Assembly do recede from the position heretofore taken and do concur in the Senate amendment.

WM. FORMAN,  
GEO. F. TRANTER,  
H. S. WINSLOW.

Mr. Cole moved, duly seconded, that the report of Conference Committee be adopted and that the House recede and concur in Senate amendments.

Carried.

#### INTRODUCTION AND FIRST READING

By Lincoln and Clark Delegations:

Assembly Bill No. 219—An Act amendatory of and supplemental to an Act entitled "An Act creating and organizing the county of Clark out of a portion of Lincoln County and providing for its government, and to regulate the affairs of Lincoln County and Clark County," approved February 5, 1909.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark and Lincoln Delegations.

By Lincoln and Clark Delegations:

Assembly Bill No. 220—An Act to amend section 2 of an Act entitled "An Act amending an Act entitled 'An Act creating and organizing the county of Clark,'" etc.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lincoln and Clark Delegations.



On motion of Mr. Baird, duly seconded, the House adjourned to 10 a. m., March 6, 1913.

House adjourned at 4:30 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

## THE FORTY-SIXTH DAY

CARSON CITY (Thursday), March 6, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Buol, Harrington, Hummel, and Wilson, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

On motion of Mr. Oliver, duly seconded, the Journal of the previous day was considered read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 133 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 125 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

The Esmeralda Delegation has had Assembly Bill No. 117 under consideration, and begs leave to report a substitute therefor, with the recommendation that the substitute do pass.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

The Lander Delegation has had Senate Bill No. 126 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HARVEY M. HARRIS, *Chairman.*

Mr. Hash moved, duly seconded, to refer Assembly Bill No. 125 to Committee on Agriculture.

Carried.

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 148, which passed the Senate by the following vote, as amended: Yeas, 18; nays, none; not voting, 1; excused, 3.

Also, Assembly Bill No. 137, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 120, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 141, which passed the Senate by the following vote, as amended: Yeas, 18; nays, 1; excused, 3.

Also, Assembly Bill No. 167, which passed the Senate by the following vote: Yeas, 13; nays, 6; excused, 3.



Also, Assembly Bill No. 134, which passed the Senate by the following vote: Yeas; 19; nays, none; excused, 3.

Also, Assembly Bill No. 153, which passed the Senate by the following vote, as amended: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 86, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 15, which passed the Senate by the following vote: Yeas, 17; nays, 2; excused, 3.

Also, Assembly Bill No. 47, which passed the Senate by the following vote: Yeas, 15; nays, 2; excused, 5.

Also, Assembly Bill No. 82, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 101, which passed the Senate by the following vote, as amended: Yeas, 14; nays, 4; excused, 4.

Also, Substitute for Assembly Bill No. 88, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Senate Bill No. 106, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 105, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 116, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 52, which passed the Senate by the following vote: Yeas, 18; nays, 1; excused, 3.

Also, Senate Bill No. 115, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 66, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

SOL HILP,

*Assistant Secretary of the Senate.*

On motion of Mr. Fitzgerald, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 148.

On motion of Mr. Ferguson, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 153.

#### INTRODUCTION AND FIRST READING

By Mr. Mighels:

Assembly Bill No. 221—An Act to amend an Act entitled "An Act fixing the salary of the Justice of the Peace in and for Carson Township, Ormsby County, Nevada, and matters relating thereto," approved March 14, 1907.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Ormsby Delegation.

By Elko Delegation:

Assembly Bill No. 222—An Act providing for the appointment of a County Superintendent of Roads in Elko County, Nevada, defining his duties, fixing his salary, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko Delegation.

#### SECOND READING AND REFERENCE

Senate Bill No. 76.

No objection, referred to Committee on Judiciary.

Senate Bill No. 30.

No objection, referred to Committee on Labor.

Senate Bill No. 66.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 115.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 52.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 106.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 105.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 116.

No objection, referred to Committee on Corporations and Railroads.

GENERAL FILE AND THIRD READING

Assembly Bill No. 182.

Rereferred to Washoe Delegation.

Mr. Haight moved, duly seconded, to place Assembly Bill No. 195 on general file and third reading.

Carried.

Assembly Bill No. 151.

On motion of Mr. Winslow, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Holmes, duly seconded, Assembly Bill No. 151 was referred to Committee of the Whole.

Assembly Bill No. 129.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage, and lost by the following vote:

YEAS—Messrs. Barnes, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Haight, Harris, Hunter, Kearns, Kelliher, Kinghorn, Mighels, McCarthy, Price, Reynolds, Sullivan, and Mr. Speaker—20.

NAYS—Messrs. Adams, Bachenberg, Baird, Davis of Humboldt, Ferguson, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Hash, Holmes, Hussman, LaPoint, Lee, Lozano, McBride, Oliver, Preston, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, and Wright—27.

Absent—Messrs. Buol, Gardiner, Harrington, Hummel, Liddell, and Wilson—6.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 190 was taken up out of order and placed on third reading and final passage.

Assembly Bill No. 190.

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

Carried.

Mr. Cole moved to amend section 3: In line 1 strike out the words "the rate of five," and insert in lieu thereof the words "a rate not to exceed five."

Amendment adopted.

Mr. Cole moved to amend line 7, section 5, by striking out the "four" and inserting the words "not to exceed five."

Amendment adopted.



## Roll-call on Assembly Bill No. 190:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Buol, Forman, Harrington, Kearns, Kinghorn, Liddell, McBride, Swezy, Welshons, and Wilson—10.

## Assembly Bill No. 128.

On motion of Mr. Kelliher, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote (Mr. Oliver changing his vote from yea to nay):

YEAS—Messrs. Barnes, Cole, Davis of Humboldt, Davis of Nye, Feeley, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Haight, Hash, Holmes, Hummel, Hunter, Kelliher, Kinghorn, LaPoint, Lozano, Mighels, McBride, Preston, Price, Reynolds, Tranter, Welshons, Williams, and Wright—30.

NAYS—Messrs. Adams, Bachenberg, Fernald, Friedhoff of Washoe, Grimes, Hussman, Lee, McCarthy, Oliver, Russell, Schoer, Winslow, and Mr. Speaker—13.

Absent—Messrs. Baird, Buol, Harrington, Harris, Kearns, Liddell, Sullivan, Swezy, Todd, and Wilson—10.

## Substitute for Assembly Bill No. 77.

On motion of Mr. Hummel, rules suspended, Substitute for Assembly Bill No. 77 considered engrossed, and placed on third reading and final passage.

Mr. Kinghorn moved to amend section 1: In line 5 strike out the word "fully" and insert in lieu thereof the word "readily."

Carried.

Mr. Cole moved to amend section 1, lines 3 and 4, by striking out the words "surface workings or any other place" and inserting in lieu thereof the words "or surface mine workings."

Carried.

## Roll-call on Substitute for Assembly Bill No. 77, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Buol, Harrington, Kearns, Liddell, Sullivan, Welshons, and Wilson—7.

## Assembly Bill No. 184.

On motion of Mr. Fitzgerald of Elko, duly seconded, Assembly Bill No. 184 was laid on the table.

## Assembly Bill No. 109.

Mr. Davis of Nye moved, duly seconded, that the rules be suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Friedhoff of Washoe moved, duly seconded, to lay Assembly Bill No. 109 on the table.

Carried.

On motion of Mr. Mighels, duly seconded, Assembly Bill No. 81 was referred to Committee of the Whole.

Senate Bill No. 82, read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Cole, Friedhoff of Washoe, Harrington, Wilson, and Wright—7.

Amended Substitute for Assembly Bill No. 67.

On motion of Mr. McBride, duly seconded, the amended Substitute for Assembly Bill No. 67 was adopted.

Mr. McBride moved, duly seconded, that rules be suspended, bill be considered engrossed, and placed on third reading and final passage.

Mr. Harrington amended the motion: That amended Substitute for Assembly Bill No. 67 be sent to Engrossing Committee.

Amendment to motion lost.

Original motion carried.

Mr. Mighels moved to amend section 5, in lines 9 and 11, by striking out the word "Franktown" and inserting the word "Lakeview" in lieu thereof.

Carried.

Roll-call on amended Substitute for Assembly Bill No. 67:

YEAS—Messrs. Adams, Barnes, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Liddell, Lozano, Mighels, McBride, McCarthy, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Winslow, Wright, and Mr. Speaker—34.

NAYS—Messrs. Baird, Fitzgerald of Eureka, Goodman, Haight, Harris, Lee, Price, Reynolds, Sullivan, and Williams—10.

Absent—Messrs. Bachenberg, Buol, Cole, Gardiner, Harrington, Holmes, Oliver, Preston, and Wilson—9.

On motion of Mr. Williams, duly seconded, Substitute for Assembly Bill No. 110 was placed at the bottom of the file.

Substitute for Assembly Bill No. 154.

On motion of Mr. Forman, duly seconded, the Substitute for Assembly Bill No. 154 was adopted.

On motion of Mr. Forman, duly seconded, the rules were suspended, Substitute for Assembly Bill No. 154 was considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Lozano, Mighels, McCarthy, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—38.

NAYS—Mr. Liddell.

Absent—Messrs. Bachenberg, Buol, Cole, Forman, Gardiner, Harrington, Harris, Holmes, Kinghorn, McBride, Oliver, Preston, Swezy, and Wilson—14.



Substitute for Assembly Bill No. 12.

On motion of Mr. Forman, duly seconded, Substitute for Assembly Bill No 12 was adopted.

On motion of Mr. Forman, Substitute for Assembly Bill No. 12 was placed at bottom of the file.

Assembly Bill No. 111.

On motion of Mr. Forman, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Davis of Nye, Fitzgerald of Elko, Harrington, Liddell, Oliver, Preston, and Williams—9.

On motion of Mr. Haight, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Buol, Fitzgerald of Elko, Haight, and Wilson, excused.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Lyon and Churchill Delegations have had Assembly Bill No. 172 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES,  
J. W. FERGUSON,  
GEO. W. FRIEDHOFF.

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bill No. 213 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. M. PRESTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 146, 94, 115, and 10; also Assembly Resolution and Memorial No. 2, with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

## MOTIONS AND RESOLUTIONS

On motion of Mr. Tranter, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 141.

On motion of Mr. Holmes, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 101.

On motion of Mr. Harris, duly seconded, Assembly Rule No. 58 was suspended.

## INTRODUCTION AND FIRST READING

By Mr. Davis of Nye:

Assembly Bill No. 223—An Act to authorize employees who pay or contribute hospital fees to persons or corporations or associations to select or to elect three physicians or surgeons by whom they desire to be treated or operated upon by, and to provide penalties for the interference with such privileges by any person or corporation or association.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Judiciary Committee:

Assembly Bill No. 224—An Act in relation to courts of record, to prevent unnecessary delay in judicial decisions, and repealing Acts in conflict herewith.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill second time by title, and referred to Committee on Judiciary.

By Esmeralda Delegation:

Assembly Bill No. 225—An Act to regulate the fees of the County Clerk of Esmeralda County, State of Nevada.

On motion of Mr. Adams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

By Esmeralda Delegation:

Assembly Bill No. 226—An Act to fix the fees in civil cases in the Justice Court of Goldfield Township, Esmeralda County, Nevada.

On motion of Mr. Adams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

By Mr. Friedhoff of Lyon:

Assembly Bill No. 227—An Act to prevent the dissemination of disease among apiaries, to provide for the appointment of an inspector, and to define his duties and compensation, and repeal all other Acts and parts of Acts in relation thereto.

On motion of Mr. Friedhoff of Lyon, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 185.

On motion of Mr. Lozano, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Preston, Price,



Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—48.

NAYS—Mr. Barnes.

Absent—Messrs. Buol, Fitzgerald of Elko, Oliver, and Wilson—4.

Assembly Bill No. 147.

On motion of Mr. Swezy, duly seconded, the amendments offered by the Committee on Judiciary were adopted, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—46.

NAYS—Messrs. Hummel and Kearns—2.

Absent—Messrs. Adams, Buol, Fitzgerald of Elko, Kinghorn, and Wilson—5.

#### SPECIAL ORDER

Substitute for Assembly Bill No. 157.

Mr. Forman moved to rescind the action on the adoption of Substitute for Assembly Bill No. 157.

Carried.

Assembly Bill No. 157.

On motion of Mr. Forman, duly seconded, Assembly Bill No. 157 was rereferred to Committee on Irrigation.

Senate Bill No. 84 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—48.

NAYS—None.

Absent—Messrs. Barnes, Buol, Davis of Nye, Fitzgerald of Elko, and Wilson—5.

Assembly Bill No. 179.

On motion of Mr. Gardiner, duly seconded, Assembly Bill No. 179 was rereferred to Committee on Judiciary.

Assembly Bill No. 195.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Haight moved to strike out lines 46, 47 and 48 of the printed bill.

Carried.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Buol, Ferguson, Fitzgerald of Elko, Harris, Kearns, McBride, Russell, Schoer, and Wilson—9.

Substitute for Senate Bill No. 54.

On motion of Mr. Forman, duly seconded, bill placed on third reading and final passage.

On motion of Mr. Harrington, duly seconded, Substitute for Senate Bill No. 54 was laid on the table.

On motion of Mr. Holmes, duly seconded, the House resolved itself into Committee of the Whole to consider such matters as might come before it.

House in Committee of the Whole at 3 p. m., Mr. Bachenberg in the chair.

### HOUSE IN SESSION

At 3:20 p. m.

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bills Nos. 177, 151, 211, and 210 under consideration, and begs leave to report favorably on the same, with the commendation that they do pass.

GEO. BACHENBERG, *Chairman.*

Mr. Swezy moved that the report be adopted.

Carried.

#### GENERAL FILE AND THIRD READING

Substitute for Assembly Bill No. 110.

Mr. Oliver moved the reconsideration of adoption of the substitute.

Carried.

On motion of Mr. Oliver, duly seconded, Substitute for Assembly Bill No. 110 was placed at bottom of the file.

Substitute for Assembly Bill No. 12.

On motion of Mr. Lozano, duly seconded, Substitute for Assembly Bill No. 12 was placed at bottom of the file.

On motion of Mr. Cole, duly seconded, Senate Bill No. 36 was taken from the table.

On motion of Mr. Cole, duly seconded, Senate Bill No. 36 was taken up out of order, and placed on third reading and final passage.

Petition from women of Tonopah.

Petition placed on file.

Mr. Harrington moved to amend: Add to section 1 "*Provided*, that in case of emergency the period of employment may extend to fifty-two hours in any one week; *and provided further*, that compensation shall be paid for such extra employment based at a rate of one and one-half times the regular earning of such employee."

On motion of Mr. Harrington, duly seconded, the amendment was adopted.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Harrington, Harris, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, McBride, McCarthy, Oliver, Price, Schoer, Sullivan, Swezy, Todd, Tranter, Winslow, and Mr. Speaker—37.



NAYS—Messrs. Grimes, Hash, Holmes, Kinghorn, Lozano, Mighels, Reynolds, Russell, Welshons, Williams, and Wright—11.

Absent—Messrs. Buol, Haight, Liddell, Preston, and Wilson—5.

Assembly Bill No. 133.

On motion of Mr. Russell, duly seconded, the bill was referred to Committee of the Whole.

Senate Bill No. 126 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—49.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Friedhoff of Washoe, and Friedhoff of Lyon—4.

Substitute for Assembly Bill No. 117.

Mr. Oliver moved the adoption of the substitute.

Carried.

On motion of Mr. Oliver, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Winslow, duly seconded, Substitute for Assembly Bill No. 117 was placed at the bottom of the file.

Mr. Harris moved, duly seconded, that all substitutes be printed before any action be taken on such substitutes.

Carried.

Assembly Bill No. 161.

On motion of Mr. Oliver, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Bachenberg and Buol—2.

Assembly Bill No. 65.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—41.

NAYS—Messrs. Haight and Liddell—2.

Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Forman, Harrington, Hunter, Preston, Schoer, Sullivan, and Wilson—10.

Assembly Bill No. 194.

On motion of Mr. Reynolds, Assembly Bill No. 194 was referred to Committee of the Whole.

Assembly Bill No. 151.

On motion of Mr. Winslow, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Ferguson, Forman, Harrington, Preston, Schoer, Sullivan, and Wilson—9.

Assembly Bill No. 177.

On motion of Mr. Kinghorn, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Swezy, Tranter, Welshons, Williams, Wright, and Mr. Speaker—39.

NAYS—Messrs. Davis of Nye, Gardiner, Hunter, Kelliher, Sullivan, Todd, and Winslow—7.

Absent—Messrs. Bachenberg, Buol, Forman, Harrington, Preston, Schoer, and Wilson—7.

Assembly Bill No. 211.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Davis of Nye moved, duly seconded, to strike out the words "ten cents" in line 8 of the printed bill, and insert in lieu thereof the words "three dollars."

Motion lost.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—45.

NAYS—Messrs. Davis of Nye and Feely—2.

Absent—Messrs. Bachenberg, Buol, Forman, Harrington, Preston, and Wilson—6.

Assembly Bill No. 210.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Kinghorn moved to change the sections of the bill so that they would appear correct.

Carried.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price,



Reynolds, Russell, Schoer, Sullivan, Sweezy, Todd, Tranter, Welshons, Williams, Winslow, and Mr. Speaker—56.

NAYS—Mr. Feely.

Absent—Messrs. Bachenberg, Buol, Forman, Preston, Wilson, and Wright—6.

On motion of Mr. Russell, duly seconded, the House resolved itself into Committee of the Whole to consider such matters as might come before it.

House resolved itself into Committee of the Whole at 4:10 p. m., Mr. McBride in the chair.

### HOUSE IN SESSION

At 4:15 p. m.

Mr. Speaker in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bills Nos. 194, 133, and 81 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

A. G. McBRIDE, *Chairman*.

On motion of Mr. Russell, duly seconded, the report was adopted.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Humboldt Delegation has had Assembly Bill No. 206 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman*.

### INTRODUCTION AND FIRST READING

By Committee on Taxation and Revenue:

Assembly Bill No. 228—An Act creating the Nevada Board of Control, making the Nevada Tax Commission ex officio members thereof, defining its powers and duties, and other matters relating thereto.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Cole:

Assembly Bill No. 229—An Act to repeal an Act entitled "An Act creating and establishing a Nevada Bureau of Industry, Agriculture and Irrigation," etc.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

By Mr. Wright:

Assembly Bill No. 230—An Act fixing the compensation of the Justice of the Peace and ex officio Coroner and ex officio Registry Agent of Reno Township, Washoe County, Nevada.

On motion of Mr. Wright, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Sweezy:

Assembly Bill No. 231—An Act to amend an Act entitled "An Act authorizing the Board of County Commissioners of Humboldt County,

State of Nevada, to regulate and fix the compensation of all Justices of the Peace and Constables within Humboldt County, Nevada, excepting those of Lake Township and Union Township, within said county, and repealing all other Acts in so far as they may conflict with these Acts," approved March \_\_, 1913.

On motion of Mr. Swezy, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Humboldt Delegation.

By Mr. Lozano:

Assembly Bill No. 232—An Act to provide for a registration list of the names of electors in certain incorporated cities within the State of Nevada, prescribing certain duties, and fixing the compensation of certain registration agents, providing for the method of nominating candidates to be voted for at municipal elections in such incorporated cities, and other matters properly appertaining thereto.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

On motion of Mr. Ferguson, duly seconded, the House adjourned until 10 a. m., March 7, 1913.

House adjourned at 4:30 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*



## THE FORTY-SEVENTH DAY

CARSON CITY (Friday), March 7, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Bachenberg, Buol, Harrington, and Wilson, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

On motion of Mr. Friedhoff of Lyon, duly seconded, Journal of previous day was considered read and approved.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Education has had Assembly Bills Nos. 207, 174, 186, Substitute for Assembly Bill No. 49, and Assembly Joint and Concurrent Resolution No. 9 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 198, and report without recommendation.

Also, Senate Bill No. 38, and report on the same without recommendation.

Also, Senate Bill No. 97, and report favorably on the same, with the recommendation that it do pass with the following amendment: In line 3, section 6 of the printed bill, strike out the word "shall" and insert the word "may" in lieu thereof.

W. G. HUNTER, *Chairman.*

*Mr. Speaker:*

Your Committee on Banks and Banking has had Assembly Bill No. 218 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 57 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 164, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 168, and reports same without recommendation.

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 181 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 64, and reports unfavorably on the same, with the recommendation that it do not pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways has had under consideration Senate Bills Nos. 28 and 113, and reports favorably on the same, with the recommendation that they do pass.

J. B. FITZGERALD, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully

compared Assembly Bill No. 190 with the engrossed copy thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

The Washoe Delegation has had Assembly Bill No. 163 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass,

Also, Assembly Bill No. 212, and reports favorably on the same, with the recommendation that it do pass.

A. W. HOLMES, *Chairman.*

*Mr. Speaker:*

The Humboldt Delegation has had Assembly Bill No. 231 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

The Nye and Esmeralda Delegations have had Assembly Bill No. 89 under consideration, and beg leave to report as follows on the same: Nye favorably, Esmeralda unfavorably.

E. A. KELLIHER, *Chairman.*

*Mr. Speaker:*

The Churchill and Douglas Delegations have had Substitute for Senate Bill No. 41 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass with the following amendments: In line 4 of the printed bill, strike out the word "either." In section 5 of the printed bill, strike out the words "or one thousand eleven (1011)." In sections 7 and 8 strike out "or one thousand eleven (1011)."

W. C. GRIMES, *Chairman.*

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to inform your honorable body that the Senate rejects Assembly amendments to Substitute for Senate Bill No. 46.

Also, Senate Bills Nos. 37, 88, and 114, which were amended in the Assembly, have been this day concurred in by the Senate.

Also, Senate Bill No. 34, which was in Conference Committee of both houses, and upon recommendation the Senate has concurred in Assembly amendments.

Also, to present for the consideration of your honorable body Senate Bill No. 121, which passed: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 122, which passed, as amended: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 120, which passed: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 108, which passed: Yeas, 18; nays, none; excused, 4.

SOL HILP,

*Assistant Secretary of the Senate.*

Mr. Tranter moved that the House do not recede from Assembly amendments to Substitute for Senate Bill No. 46.

Carried.

Mr. Tranter moved that a Conference Committee be appointed on Substitute for Senate Bill No. 46.

The Chair appointed Messrs. Tranter, Sullivan, and Fitzgerald of Elko as such committee.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 122.

No objection, referred to Committee on Agriculture.

Senate Bill No. 121.

No objection, referred to Committee on Judiciary.



Senate Bill No. 120.

No objection, referred to Committee on Judiciary.

Senate Bill No. 108.

No objection, referred to Elko Delegation.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 213.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage,

On motion of Mr. Baird, duly seconded, Assembly Bill No. 213 was indefinitely postponed.

Assembly Bill No. 172.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Gardiner moved to amend section 1, line 2 of the printed bill: Strike out the word "for" in line 15 and all of lines 16, 17 and 18; insert in lieu thereof "for each of such districts there shall be elected one Judge."

Amendment adopted.

Mr. Wright moved to amend section 3, line 2 of the printed bill: Add "s" to word "Judge" and insert after following word "of" these words: "the Second and." Line 4, add "s" to word "District." Line 14, strike out the words "or Judges."

Amendment adopted.

Mr. Oliver moved to amend section 3, line 7: Strike out the words "seven thousand" and insert in lieu thereof the words "forty-five hundred."

Amendment adopted.

Mr. Barnes moved to amend section 3, line 6: Strike out the word "seven" and insert in lieu thereof the word "five."

Mr. Cole moved to amend the motion of Mr. Barnes by inserting the word "six" instead of "five."

Roll-call demanded on Mr. Cole's amendment to Mr. Barnes's motion.

Mr. Cole's amendment lost by the following vote (Mr. Ferguson changing his vote from yea to nay):

YEAS—Messrs. Baird, Cole, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Harris, Hummel, and Kearns—8.

NAYS—Messrs. Barnes, Davis of Nye, Ferguson, Fitzgerald of Eureka, Gardiner, Goodman, Kelliher, Schoer, Williams, and Wilson—10.

Absent—Messrs. Bachenberg, Buol, Liddell, Oliver, Russell, and Swezy—6.

Not voting—Messrs. Adams, Davis of Humboldt, Feely, Fernald, Friedhoff of Washoe, Grimes, Haight, Harrington, Hash, Holmes, Hunter, Hussman, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, Preston, Price, McCarthy, Reynolds, Sullivan, Todd, Tranter, Welshons, Winslow, Wright, and Mr. Speaker—29.

Roll-call demanded on Mr. Barnes's amendment to section 3, line 6.

Amendment of Mr. Barnes lost by the following vote (Messrs. Feely and Friedhoff of Washoe changing their votes from nay to yea):

YEAS—Messrs. Adams, Barnes, Davis of Nye, Feely, Ferguson, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Hunter, Kelliher, Kinghorn, LaPoint, Lozano, Oliver, Williams, Wilson, Wright, and Mr. Speaker—19.

NAYS—Messrs. Cole, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Harris, Hummel, McBride, McCarthy, Price, Schoer, and Sullivan—11.

Absent—Messrs. Bachenberg, Buol, Harrington, Liddell, and Reynolds—5.

Not voting—Messrs. Baird, Davis of Humboldt, Fernald, Grimes, Haight, Hash, Holmes, Hussman, Kearns, Lee, Mighels, Preston, Russell, Swezy, Todd, Tranter, Welshons, and Winslow—18.

Mr. Barnes moved to amend section 3, line 6, by striking out the word "seven" and inserting in lieu thereof the word "six."

Carried.

Mr. Mighels moved to amend section 3, line 8, by adding thereto, after the words "per annum," the words "The salary of the Judge of the First Judicial District shall be three thousand dollars per annum."

Amendment adopted.

Mr. Friedhoff of Washoe moved to strike out all of section 4, and change section 5 to section 4.

Carried.

Mr. Gardiner moved to amend by adding to section 4 the words "Nothing herein contained shall affect any Judge during his present term of office."

Carried.

Mr. Ferguson moved that Assembly Bill No 172 be sent to Engrossing Committee.

Carried.

Assembly Rule 58 was temporarily suspended.

Assembly Bill No. 206.

On motion of Mr. Davis of Humboldt, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Davis of Humboldt moved to change the sections so they would be correct in Assembly Bill No. 206.

Carried.

Mr. Davis of Humboldt moved to amend section 4 so as to read: "This Act shall take effect April 1, 1913."

Carried.

Bill passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Reynolds, Russell, Schoer, Todd, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Feely, Harris, Hummel, Kearns, Liddell, McBride, Preston, Price, Sullivan, Swezy, Tranter, and Wright—14.

Substitute for Assembly Bill No. 110.

On motion of Mr. Oliver, duly seconded, the rules were suspended, Substitute for Assembly Bill No. 110 was considered engrossed, placed on third reading and final passage, and passed by the following vote (Mr. Ferguson changing his vote from nay to yea):

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—Messrs. Davis of Nye, Grimes, and Hash—3.



Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Liddell, Preston, and Swezy—6.

Substitute for Assembly Bill No. 12.

On motion of Mr. Haight, duly seconded, the rules were suspended, Substitute for Assembly Bill No. 12 was considered engrossed, and placed on third reading and final passage.

On motion of Mr. Gardiner, duly seconded, the House recessed until 2:30 p. m.

House recessed at 11:48 a. m.

### HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Bachenberg, absent, and Messrs. Buol, Liddell, McBride, and Preston, excused.

Roll-call of attachés.

All present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bill No. 204 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 171, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 217, and begs leave to report favorably on the same, with the recommendation that it do pass, with the following amendments: Amend section 4, line 9, by striking out the words "a penalty of three dollars;" and inserting in lieu thereof the words "such cumulative penalty." Also, in line 16 of same section, by changing the word "twenty" to "thirty." Amend section 6, line 1, by changing the word "thirty" to "one hundred and twenty." Also, amend section 6 by adding this sentence: "The expense incurred by the requirements of this section shall be paid from the State Library Fund."

FRANK WILLIAMS, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 157 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Printing has had Assembly Bill No. 170 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. P. HARRINGTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Taxation and Revenue has had Assembly Joint and Concurrent Resolution No. 10 under consideration, and begs leave to report a substitute therefor, with the recommendation that the substitute do pass.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

Your Committee on Mines and Mining has had Assembly Bill No. 40 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 16, and begs leave to report without recommendation.

GEO. A. COLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 229 under consid-

eration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 165, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 125, and reports favorably on the same, with the recommendation that it do pass with the following amendment: Amend line 5, page 2 of the original bill, by striking out the figures "1914," and insert the figures "1916."

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bill No. 148 with the engrossed copy thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

The Ormsby Delegation has had Assembly Bill No. 221 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. R. MIGHELS, *Chairman.*

*Mr. Speaker:*

The Esmeralda Delegation has had Assembly Bill No. 162 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

Your Committee on Conference, to whom was referred Senate Joint and Concurrent Resolution No. 5, begs leave to report the recommendation that in line 3 of the original resolution the words "the sum of one million dollars" be stricken out and the words "one per cent of the assessed valuation of the State as shown by the reports of the County Assessors to the State Controller" be inserted in lieu thereof.

A. W. HOLMES,  
W. P. HARRINGTON,  
P. E. ADAMS,  
CHAS. LEE HORSEY,  
THOS. DOLF,  
MAURICE MACK.

Report adopted.

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Cole, duly seconded, Assembly Bill No. 168 was made a special order for 2:30 p. m., Monday, March 10, 1913.

#### INTRODUCTION AND FIRST READING

By Esmeralda Delegation:

Assembly Bill No. 233—An Act fixing the compensation of certain county officers of Esmeralda County, in the State of Nevada, regulating the appointments, number and compensation of their deputies and attachés, and requiring said officers to make reports to the Board of County Commissioners of Esmeralda County, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

By Mr. Williams:

Assembly Bill No. 234—An Act to authorize the Board of County Commissioners of Clark County, State of Nevada, to issue bonds to provide for the construction of a county road between the towns of Mesquite and Saint Thomas; granting discretionary powers to said Board of County Commissioners; and other matters relating thereto.

On motion of Mr. Williams, duly seconded, the rules were suspended,



reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark Delegation.

By Mr. Kinghorn:

Assembly Bill No. 235—An Act to amend sections 1, 2, 3, and 9 of an Act entitled "An Act to restrict and license glove contests between man and man, and to repeal all other Acts in conflict therewith," approved January 29, 1897.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Williams:

Assembly Bill No. 236—An Act to provide for the organization and government of drainage districts and to provide for the acquisition, repair and development of canals, drains, ditches, watercourses and other property, and for the distribution of water thereby for drainage purposes, and to provide for the levying of taxes and for the issuing and sale of bonds thereof.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

#### GENERAL FILE AND THIRD READING

Substitute for Assembly Bill No. 12.

On motion of Mr. Haight, rules suspended, Substitute for Assembly Bill No. 12 considered engrossed, and placed on third reading and final passage.

Mr. Haight moved, duly seconded, to amend line 14, section 2, by striking out the word "two" and inserting the word "one" in lieu thereof.

Carried.

Mr. Wright moved to amend Substitute for Assembly Bill No. 12 by adding to section 3:

"(5) All property transferred to societies, corporations and institutions now or heretofore exempted by law from taxation or to any public corporation or to any society, corporation, institution or association of persons engaged in any charitable, benevolent, educational, public or other like work (pecuniary profit not being its object or purpose), or to any person, society, corporation, institution or association of persons in trust for or to be devoted to any charitable, benevolent, educational or public purpose by reason whereof any such person or corporation shall become beneficially entitled in possession or expectancy to any such property, or to the income thereof, shall be exempt."

Amendment lost.

Read third time, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Sweezy, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—40.

NAYS—Messrs. Adams, Ferguson, Grimes, Hussman, and Todd—5.

Absent—Messrs. Bachenberg, Buol, Forman, Harris, Liddell, McBride, Preston, and Winslow—8

Substitute for Assembly Bill No. 117.

On motion of Mr. Oliver, duly seconded, Substitute for Assembly Bill No. 117 was referred to Esmeralda Delegation.

Assembly Bill No. 194.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Bachenberg and Buol—2.

On motion of Mr. Russell, duly seconded, Assembly Rule No. 58 was temporarily suspended.

Assembly Bill No. 133.

On motion of Mr. Schoer, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Forman, Grimes, Harrington, Harris, Liddell, Lozano, McBride, Preston, and Wright—11.

Assembly Bill No. 81.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Davis of Humboldt, Forman, Gardiner, Harrington, Harris, Liddell, McBride, and Preston—10.

Assembly Bill No. 189.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 189 was made a special order for Tuesday at 3 p. m., March 11, 1913.

Senate Bill No. 113 was read the third time, and passed by the following vote (Mr. Williams changing his vote from nay to yea):

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn,



LaPoint, Lozano, McCarthy, Oliver, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—39.

NAYS—Messrs. Lee, Mighels, McBride, Price, Reynolds, and Wright—6.

Absent—Messrs. Bachenberg, Buol, Forman, Gardiner, Harris, Liddell, Preston, and Schoer—8.

Senate Bill No. 28 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Welshons, Williams, Wilson, Wright, and Mr. Speaker—41.

NAYS—Mr. Davis of Humboldt.

Absent—Messrs. Bachenberg, Buol, Cole, Davis of Nye, Gardiner, Harris, Liddell, Preston, Schoer, Tranter, and Winslow—11.

Mr. Williams gave notice of a reconsideration of Senate Bill No. 113.

Substitute for Senate Bill No. 49 placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McBride, Oliver, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Buol, Feely, Harris, Kearns, Liddell, Lozano, McCarthy, Preston, Schoer, and Winslow—12.

Substitute for Senate Bill No. 41.

On motion of Mr. Grimes, duly seconded, the amendment of Churchill Delegation was adopted.

Mr. Kinghorn moved, duly seconded, to amend line 8, section 1 of the printed bill: After the word "or" insert the words "to allow."

Carried.

On motion of Mr. Haight, duly seconded, Substitute for Senate Bill No. 41 was placed at bottom of the file.

Assembly Bill No. 163.

On motion of Mr. Kelliher, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Harrington offered the following amendment: In line 13, after the word "utility," strike out the remainder of section.

Amendment lost.

On motion of Mr. Holmes, duly seconded, Assembly Bill No. 163 was indefinitely postponed.

Assembly Bill No. 197.

On motion of Mr. Kelliher, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Kelliher offered the following amendment: Amend section 3, line 12, by inserting "3" so as to read "1913." In section 8, insert "may"

Amendment lost.

On motion of Mr. Russell, duly seconded, Assembly Bill No. 197 was indefinitely postponed.

Assembly Joint and Concurrent Resolution No. 9.

On motion of Mr. Hash, duly seconded, rules suspended, resolution

considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Harris, Liddell, Preston, and Wright—6.  
Not voting—Mr. Haight.

Senate Bill No. 38.

On motion of Mr. Haight, duly seconded, Senate Bill No. 38 was made a special order for Tuesday at 3:30 p. m., March 11, 1913.

Assembly Bill No. 64.

On motion of Mr. Cole, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 64 was laid on the table.

Senate Bill No. 57.

On motion of Mr. Kinghorn, duly seconded, Senate Bill No. 57 was referred to Committee of the Whole.

Assembly Bill No. 164.

On motion of Mr. Haight, duly seconded, Assembly Bill No. 164 was referred to Committee of the Whole.

The Sergeant-at-Arms announced a message from the Senate.

Assembly Bill No. 174.

On motion of Mr. Williams, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Davis of Humboldt, Harrington, Harris, McBride, and Preston—7.

Assembly Bill No. 181.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, Lee, Lozano, Mighels, McCarthy, Oliver, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—41.

NAYS—Messrs. Adams and Gardiner—2.

Absent—Messrs. Bachenberg, Buol, Davis of Nye, Forman, Harris, LaPoint, Liddell, McBride, and Preston—9.

Not voting—Mr. Price.



Assembly Bill No. 218.

On motion of Mr. Russell, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Russell, duly seconded, the Clerk was instructed to insert the enacting clause in Assembly Bill No. 218.

Mr. Wright moved, duly seconded, to amend section 1, line 12, by inserting the words "or stockholder" after the word "employee."

Carried.

Roll-call on Assembly Bill No. 218, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—47.

NAYS—Mr. Kinghorn.

Absent—Messrs. Bachenberg, Buol, Kearns, Liddell, and McBride—5.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 205 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, after having been amended as follows: In the last line of section 1 of the original bill, after the word "days," insert the following: "*provided further, that this Act shall not apply to druggists selling liquor upon the prescription of a duly licensed physician.*" Also, by adding a new section, to be known as section 2, as follows: SEC. 2. This Act shall take effect and be in force from and after July 1, 1913.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 47, 50, 82, 120, 137, 150, 167, and 152 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 179 under consideration, and begs leave to report same to the Assembly, with the recommendation that a substitute therefor, hereto attached, do pass.

Also, Senate Substitute for Assembly Bill No. 19, and reports favorably on the same, with the recommendation that the substitute be adopted.

Also, Assembly Bills Nos. 156, 228, and 224, and reports favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 38, and reports the same to the Assembly with the recommendation that a substitute therefor, hereto attached, do pass.

WM. FORMAN, *Chairman.*

### INTRODUCTION AND FIRST READING

By Mr. Reynolds:

Assembly Bill No. 237—An Act to amend sections 178, 179, and 180 of an Act entitled "An Act concerning public schools, and repealing certain Acts relating thereto," approved March 20, 1911.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time, and referred to Committee on Education.

By Mr. Forman:

Assembly Bill No. 238—An Act supplemental to and to amend an Act

entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all Acts in relation thereto," approved March 17, 1911.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Wright:

Assembly Bill No. 239—An Act to amend sections 3, 5, and 19 of an Act entitled "An Act creating Coroners' districts, making the Justices of the Peace ex officio Coroners, prescribing their duties and compensations, and repealing all Acts and parts of Acts in conflict with the provisions of this Act," approved March 16, 1909.

On motion of Mr. Wright, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 207.

On motion of Mr. Schoer, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Feely, Harris, McBride, Preston, and Russell—7.

Assembly Bill No. 186.

On motion of Mr. Williams, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Oliver, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Feely, Harris, Hummel, Kelliher, Mighels, McBride, Preston, and Russell—10.

Assembly Bill No. 212.

On motion of Mr. Holmes, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, and Harris—3.



Assembly Bill No. 231.

On motion of Mr. Swezy, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Bachenberg and Buol—2.

Mr. Swezy moved to amend the title to read "approved February 28, 1913."

Carried.

Senate Bill No. 97.

On motion of Mr. Wright, duly seconded, Senate Bill No. 97 was made a special order for 11:30 a. m., Monday, March 10, 1913.

#### INTRODUCTION AND FIRST READING

By Mr. Winslow:

Assembly Bill No. 240—An Act to provide for the enlargement of the State Capitol Building, making an appropriation therefor, and other matters properly connected therewith.

On motion of Mr. Winslow, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Liddell:

Assembly Bill No. 241—An Act relating to elections.

On motion of Mr. Liddell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

On motion of Mr. Cole, duly seconded, the House adjourned until Monday, March 10, 1913, at 11 a. m.

House adjourned at 5 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

## THE FIFTIETH DAY

CARSON CITY (Monday), March 10, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Harrington and Welshons, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

On motion of Mr. Friedhoff of Lyon, duly seconded, Journal of forty-seventh day was considered read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Lincoln and Clark Delegations have had Assembly Bills Nos. 219 and 220 under consideration, and beg leave to report favorably on the same, with the recommendation that they do pass.

JAS. E. PRICE, *Chairman.*

*Mr. Speaker:*

The Esmeralda Delegation has had Assembly Bills Nos. 223, 233, and 226 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

W. T. OLIVER, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 139, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 138, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 121, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 3.

Also, Assembly Bill No. 85, which passed the Senate by the following vote: Yeas, 12; nays, 7; excused, 2; not voting, 1.

Also, Assembly Bill No. 8, with Senate Substitute for same and Assembly Substitute for Senate Substitute, which was concurred in by the Senate and adopted.

Also, to present for the consideration of your honorable body Senate Bill No. 141, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 79, which passed the Senate by the following vote: Yeas, 14; nays, 6; excused, 2.

Also, to return to your honorable body Assembly Bill No. 119, which passed the Senate by the following vote, as amended: Yeas, 18; nays, 1; excused, 3.

Also, Assembly Bill No. 112, which passed the Senate by the following vote, as amended: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 166, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 1; not voting, 3.

SOL HILP,

*Assistant Secretary of the Senate.*



## MOTIONS AND RESOLUTIONS

On motion of Mr. Williams, duly seconded, the vote on Senate Bill No. 113 was reconsidered.

Roll called on Senate Bill No. 113, which was lost by the following vote (Messrs. Hummel and Russell changing their votes from yea to nay):

YEAS—Messrs. Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Fernald, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harris, Holmes, Preston, Sullivan, and Mr. Speaker—17.

NAYS—Messrs. Adams, Barnes, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Grimes, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, and Wright—32.

Absent—Messrs. Harrington, Welshons, Wilson, and Winslow—4.

On motion of Mr. Harris, duly seconded, the Assembly concurred in Senate amendments to Assembly Bill No. 119.

By Mr. Gardiner:

*Resolved*, That when any Senate bill is up for discussion before this House the Senator who introduced such bill or any Senator on his behalf be, and he hereby is, invited to be and appear before the House, without further notice and invitation, to explain such bill and to take such part as he may desire in any debate thereon.

*Resolved, further*, That a copy of this resolution be immediately transmitted to the Senate.

Resolution adopted.

House recessed for five minutes at 11:30 a. m.

## HOUSE IN SESSION

At 11:35 a. m.

Mr. Speaker in the chair.

## INTRODUCTION AND FIRST READING

By Mr. Wilson:

Assembly Bill No. 242—An Act to amend sections 2 and 4 of an Act entitled "An Act concerning crimes and punishments," approved March 16, 1899.

On motion of Mr. Wilson, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Irrigation.

By Mr. Wilson:

Assembly Bill No. 243—An Act repealing section 872 of the Act regulating the proceedings in civil cases and abolishing attorney's fees in Justice Court cases.

On motion of Mr. Wilson, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Wilson:

Assembly Bill No. 244—An Act to amend section 245 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911, and being section 6510 of chapter 14, Revised Laws of Nevada.

On motion of Mr. Wilson, duly seconded, the rules were suspended,

reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Mr. Harrington:

Assembly Bill No. 245—An Act in relation to the sale of articles and products of state institutions not required for their own use and consumption.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Mr. Harrington:

Assembly Bill No. 246—An Act requiring the owners of public cemeteries to keep a plat of the same and to keep the same in an orderly condition, and other matters connected therewith.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Fitzgerald of Elko:

Assembly Bill No. 247—An Act authorizing the County Commissioners of Elko County to furnish legal blanks to Justices of the Peace for use in criminal cases.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko Delegation.

By Judiciary Committee:

Assembly Bill No. 248—An Act to provide for the recall of public officers in the State of Nevada.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Judiciary Committee:

Assembly Bill No. 249—An Act to create a State Board of Investment of the State Permanent School Fund, and to determine its powers and duties in reference thereto, and other matters properly connected therewith, and to repeal all Acts in conflict therewith.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Wright:

Assembly Bill No. 250—An Act authorizing the State University to use and occupy the grounds of the State Agricultural Society belonging to the State without rental, during the intervals between State Fairs.

On motion of Mr. Wright, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Mr. Bachenberg:

Assembly Bill No. 251—An Act to amend section 258 of an Act entitled "An Act concerning crimes and punishments, and repealing certain Acts relating thereto," approved March 17, 1911.



On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Mr. Bachenberg:

Assembly Bill No. 252—An Act to amend section 1 of an Act entitled "An Act to make criminal the selling, giving, or in any manner disposing of, or the causing to be sold, giving or disposing of spirituous, malt or intoxicating wines or liquors to habitual or common drunkards, or dipsomaniacs who are members of families and who are, when drunk, menaces to the life, health or peace of their families, or who, when lawfully bound to do so, fail to provide for their families the common necessities of life," approved March 22, 1911.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Esmeralda Delegation:

Assembly Bill No. 253—An Act fixing the salary of the county physician of Esmeralda County, State of Nevada, and providing payment thereof, and other matters pertaining thereto.

On motion of Mr. Oliver, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Esmeralda Delegation.

By Mr. Williams:

Assembly Bill No. 254—An Act to amend section 2 of an Act entitled "An Act to designate and authorize the work to be done in the State Printing Office," approved March 5, 1909.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Printing.

By Mr. Friedhoff of Washoe:

Assembly Bill No. 255—An Act concerning the insane of the State, creating a Board of Commissioners for the Care of the Indigent Insane, and to provide for the care of the insane.

On motion of Mr. Friedhoff of Washoe, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Prison and Insane Asylum.

By Mr. Fitzgerald of Eureka:

Assembly Bill No. 256—An Act to repeal an Act entitled "An Act to provide for the creating, organization and maintenance of the Nevada State Police, prescribing the powers and duties of the officers and members thereof in maintaining peace, order and quiet in the State of Nevada, fixing their compensation, providing certain penalties, and other matters relating thereto, making an appropriation therefor, and repealing all Acts or parts of Acts in conflict therewith," approved January 29, 1908, and all Acts and parts of Acts amendatory or supplementary of said Act.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, reading so far had considered first reading, rules further sus-

pending, bill read second time by title, and referred to Committee on Military and Indian Affairs.

By Mr. Fitzgerald of Eureka:

Assembly Bill No. 257—An Act to repeal an Act entitled "An Act creating the office of Commissary of the Nevada State Police," etc.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Military and Indian Affairs.

By Mr. Fitzgerald of Eureka:

Assembly Bill No. 258—An Act to amend section 346, chapter 42, of an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto," approved March 17, 1911.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

On motion of Mr. Wright, duly seconded, Senate Bill No. 97 was made a special order for 4 p. m., March 10, 1913.

On motion of Mr. Oliver, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 158 under consideration, and begs leave to submit amendments therefor, enclosed, with the recommendation that it be so amended, and do pass. Amend line 3, section 1 of the printed bill, by inserting after the word "wires" the following words: "except telephone wires used in transcontinental service and outside of exchange districts." Amend section 3 as follows: Strike out all the words therein and insert in lieu thereof the following: "This Act shall not apply to counties that at the election of 1912 cast more or less than 2,346 votes for choice for United States Senator."

Also, Senate Bill No. 91, and recommends that it do pass.

Also, Senate Bill No. 116, and reports favorably on the same, with the recommendation that it do pass.

GEO. A. COLE, *Chairman.*

*Mr. Speaker:*

The Elko Delegation has had Senate Bill No. 108 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE B. RUSSELL, *Chairman.*

On motion of Mr. Adams, duly seconded, Assembly Rule No. 58 was suspended.



## INTRODUCTION AND FIRST READING

By Mr. Kearns:

Assembly Bill No. 259—An Act prescribing the duties of public service water companies in the matter of furnishing water and regulating the rates thereof.

On motion of Mr. Kearns, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Storey Delegation.

By Mr. Cole:

Assembly Bill No. 260—An Act providing for the payment of legal services rendered by L. A. Gibbons to the Board of Prison Commissioners of the State of Nevada.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

By White Pine Delegation:

Assembly Bill No. 261—An Act fixing the fees to be charged and collected by the County Recorder in and for White Pine County, Nevada, and providing for the disposition thereof.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to White Pine Delegation.

By White Pine Delegation:

Assembly Bill No. 262—An Act to regulate the sale of intoxicating liquors outside the corporate limits of any incorporated city or town.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Mr. Davis of Nye:

Assembly Joint and Concurrent Resolution No. 11, relating to public ownership and operation of railroads.

On motion of Mr. Davis of Nye, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Federal Relations.

By Mineral Delegation:

Assembly Bill No. 264—An Act to prohibit the herding and grazing of live stock upon watersheds, the waters whereof are devoted in whole or in part to the use of the inhabitants of the towns and cities of this State for domestic purposes, and other matters relating thereto.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Lands.

By Mr. Friedhoff of Washoe:

Assembly Bill No. 265—An Act to provide for an appropriation for the purpose of making improvements and repairs to the Governor's Mansion in the city of Carson, Ormsby County, Nevada.

On motion of Mr. Friedhoff of Washoe, duly seconded, the rules were suspended, reading so far had considered first reading, rules further sus-

pending, bill read second time by title, and referred to Committee on State Institutions.

By Committee on State Institutions:

Assembly Bill No. 266—An Act to provide for the construction of concrete walks in and upon the Capitol grounds, and providing an appropriation therefor.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Committee on State Institutions:

Assembly Bill No. 267—An Act appropriating money for the purchase of a vacuum cleaner to be used in the State Capitol.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Ways and Means Committee:

Assembly Bill No. 268—An Act to amend section 1 of an Act entitled "An Act fixing and regulating licenses of automobiles and providing a penalty for a violation thereof," approved March 6, 1909.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Buol:

Assembly Bill No. 269—An Act to amend section 5 of chapter 11 of an Act entitled "An Act to incorporate the town of Las Vegas in Clark County and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," approved March 16, 1911.

On motion of Mr. Buol, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark Delegation.

By Mr. Harrington:

Assembly Bill No. 270—An Act setting aside and appropriating certain moneys for the support and maintenance of the University of Nevada and defining the powers and duties of the Board of Regents and of the State Controller in relation thereto.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Schoer:

Assembly Bill No. 271—An Act to regulate the public service of stallions and jacks in Nevada.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Agriculture.

Senate Bill No. 79.

No objection, referred to Committee on Fish and Game.

Senate Bill No. 144.

No objection, referred to Committee on Elections.



## GENERAL FILE AND THIRD READING

Assembly Bill No. 229.

On motion of Mr. Cole, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Wright moved, duly seconded, that Assembly Bill No. 229 be rereferred to Committee on Agriculture.

Motion lost.

Roll-call on Assembly Bill No. 229 (Messrs. Fitzgerald of Eureka and McBride changing their votes from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Harris, Hummel, Hussman, Kearns, Kelliher, LaPoint, Lee, McBride, McCarthy, Oliver, Preston, Russell, Schoer, Sullivan, Todd, Winslow, and Mr. Speaker—30.

NAYS—Messrs. Baird, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Goodman, Haight, Hash, Holmes, Kinghorn, Liddell, Lozano, Mighels, Price, Reynolds, Swezy, Tranter, Williams, Wilson, and Wright—20.

Absent—Messrs. Harrington and Welshons—2.

Not voting—Mr. Hunter.

Mr. McBride gave notice of a reconsideration of the vote on Assembly Bill No. 229 on the next legislative day.

## SPECIAL ORDER

Mr. Adams moved, duly seconded, that special order on Assembly Bill No. 168 be vacated, and made a special order for 2:30 p. m., March 11, 1913.

Motion lost.

On motion of Mr. Oliver, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Adams moved, duly seconded, that section 1 be stricken out of Assembly Bill No. 168.

Motion lost.

Mr. Fitzgerald of Elko moved, duly seconded, to strike out in line 6 the last word and the first word in line 7 of section 1, paragraph a, and insert the words "two years" in lieu thereof.

Motion lost.

Mr. Cole moved to amend as follows: Amend section 5, page 7, of the bill as printed, as follows: In line 8, section 5, after the word "franchises," insert "under which the same may be operating and the property and franchises," so that the clause of said section in which the same occurs will read as follows: "The property of all railroad, sleeping-car, street railway, traction, telegraph, telephone and electric light and power companies, together with the franchises under which the same may be operating, and the property and franchises of all express companies operating on any common carrier in this State, and which foregoing shall be assessed as follows:" etc.

Amendment adopted.

Mr. Adams moved, duly seconded, to amend section 10, line 6, so that the words "are mandatory" be stricken out.

Motion lost.

Mr. Cole moved, duly seconded, that Assembly Bill No. 168 be referred

to Committee of the Whole, and that the House resolve itself into Committee of the Whole to consider Assembly Bill No. 168.

Carried.

House in Committee of the Whole at 3:05 p. m.

Mr. Gardiner in the chair.

Committee of the Whole arose at 3:07 p. m.

### HOUSE IN SESSION

At 3:08 p. m.

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 168 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. GARDINER, *Chairman.*

Report adopted.

Roll-call on Assembly Bill No. 168 (Mr. Adams changing his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, Lee, Liddell, Lozano, McCarthy, Mighels, Oliver, Preston, Price, Reynolds, Sullivan, Tranter, Williams, Winslow, Wright, and Mr. Speaker—37.

NAYS—Messrs. Buol, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Grimes, Hussman, LaPoint, McBride, Russell, Schoer, Todd, and Wilson—13.

Absent—Messrs. Harrington, Swezy, and Welshons—3.

Mr. Adams gave notice of a reconsideration of Assembly Bill No. 168 on the next legislative day.

Substitute for Assembly Joint and Concurrent Resolution No. 10.

Mr. Haight moved, duly seconded, that Substitute for Assembly Joint and Concurrent Resolution No. 10 be considered engrossed, and placed on third reading and final passage.

Carried.

Mr. Haight moved to amend as follows: Amend line 8, printed copy, by inserting word "net" after the word "the."

Amendment adopted.

Roll-call on Substitute for Assembly Joint and Concurrent Resolution No. 10:

YEAS—Messrs. Bachenberg, Baird, Buol, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Oliver, Price, Reynolds, Sullivan, Tranter, Wilson, Wright, and Mr. Speaker—33.

NAYS—Messrs. Adams, Barnes, Cole, Davis of Nye, Kearns, Mighels, Schoer, and Williams—8.

Absent—Messrs. Davis of Humboldt, Feely, Harrington, Harris, Hussman, McBride, Preston, Russell, Swezy, Todd, Welshons, and Winslow—12.

Assembly Bill No. 16.

Mr. Barnes moved, duly seconded, that rules be suspended, bill considered engrossed, and placed on third reading and final passage.

Carried.



Mr. Adams moved, duly seconded, to amend section 1, line 10: Strike out after the word "casualty" all the rest of section 1.

Carried.

Mr. Liddell moved, duly seconded, to amend section 1, line 2: Strike out the word "five," and insert in lieu thereof the word "ten."

Carried.

Roll-call on Assembly Bill No. 16, as amended (Mr. Ferguson changing his vote from yea to nay):

YEAS—Messrs. Adams, Bachenberg, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Hummel, Hunter, Kearns, Kelliher, LaPoint, Oliver, Preston, Schoer, and Mr. Speaker—22.

NAYS—Messrs. Baird, Ferguson, Forman, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Kinghorn, Lee, Liddell, Lozano, Mighels, McCarthy, Price, Reynolds, Sullivan, Todd, Tranter, Williams, and Wilson—22.

Absent—Messrs. Harrington, Harris, Hussman, McBride, Russell, Swezy, Welshons, Winslow, and Wright—9.

Assembly Bill No. 157.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Bachenberg, Fitzgerald of Elko, Fitzgerald of Eureka, Harrington, Hussman, Kinghorn, Liddell, McBride, Russell, Welshons, and Winslow—11.

Assembly Bill No. 170.

On motion of Mr. Adams, Assembly Bill No. 170 was referred to Committee of the Whole.

On motion of Mr. Adams, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bill No. 170.

House in Committee of the Whole at 3:35 p. m., Mr. Sullivan in the chair.

## HOUSE IN SESSION

At 3:40 p. m.

Mr. Speaker in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 170 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. J. SULLIVAN, *Chairman.*

Report adopted.

On motion of Mr. Adams, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Kearns, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Oliver, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, and Mr. Speaker—36.

NAYS—Mr. Davis of Nye.

Absent—Messrs. Bachenberg, Fitzgerald of Eureka, Forman, Gardiner, Harrington, Hunter, Hussman, Kelliher, Kinghorn, Mighels, Preston, Russell, Schoer, Welshons, Winslow, and Wright—16.

Assembly Bill No. 40.

On motion of Mr. Kearns, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Feely moved, duly seconded, to amend Assembly Bill No. 40, section 2, lines 3 and 4: Strike out the words "two hundred and fifty" and insert in lieu thereof the words "five hundred."

Carried.

Mr. Williams moved to amend section 1 by inserting after the word "employer" the words "who employs more than ten men"

Motion lost.

Mr. Swezy moved to amend section 1, line 8: Add to end of paragraph "and the conditions causing the same."

Amendment lost.

Mr. Kinghorn moved to amend section 1: After the word "employer" insert the words "employing five or more persons."

Carried.

Mr. Friedhoff of Washoe moved to amend sections 1, 5, and 6: Strike out the words "or solicits persons to work for him."

Motion lost.

Mr. Friedhoff of Washoe moved, duly seconded, that Assembly Bill No. 40 be recommitted to Committee on Mines and Mining.

Motion lost.

Mr. Swezy moved, duly seconded, that Assembly Bill No. 40 be recommitted to Committee on Labor.

Motion lost.

Mr. Lozano moved, duly seconded, that Assembly Bill No. 40 be laid on the table.

Motion lost.

Assembly Bill No. 40, as amended, read third time, and lost by the following vote (Mr. Russell changing his vote from nay to yea, and Mr. Kinghorn from yea to nay):

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Forman, Friedhoff of Lyon, Haight, Harris, Hummel, Hunter, Hussman, Kearns, Kelliher, McBride, McCarthy, Oliver, Preston, Price, Russell, Sullivan, Tranter, and Mr. Speaker—25.

NAYS—Messrs. Buol, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Washoe, Gardiner, Grimes, Hash, Holmes, Kinghorn, LaPoint, Lee, Liddell, Lozano, Reynolds, Schoer, Swezy, Welshons, Williams, Wilson, and Wright—21.

Absent—Messrs. Bachenberg, Harrington, Mighels, and Winslow—4.

Not voting—Messrs. Fitzgerald of Eureka, Goodman, and Todd—3.

Mr. Kinghorn gave notice of a reconsideration of Assembly Bill No. 40 on the next legislative day.

#### SPECIAL ORDER

Senate Bill No. 97.

Mr. Hash moved, duly seconded, the adoption of amendment offered by the committee.

Motion lost.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely,



Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Swezy, Todd, Tranter, Welshons, Williams, Wilson, and Mr. Speaker—41.

NAYS—Messrs. Davis of Nye, Kelliher, Russell, Schoer, Sullivan, and Wright—6.  
Absent—Messrs. Bachenberg, Forman, Harrington, Harris, Hussman, and Winslow—6.

#### Assembly Bill No. 221.

On motion of Mr. Mighels, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent—Mr. Bachenberg.

#### Assembly Bill No. 171.

On motion of Mr. Wilson, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—44.

NAYS—Messrs. Gardiner, Lozano, and Wright—3.

Absent—Messrs. Bachenberg, Fitzgerald of Elko, Harrington, Harris, Kelliher, and Lee—6.

#### Assembly Bill No. 162.

On motion of Mr. Oliver, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Mr. Oliver moved to amend the title as follows: Line 1, strike out the words "to amend an Act entitled." Strike out quotation marks. Line 8, strike out end of quotation. Strike out the words "approved February, 1913," and words "and repealing all Acts and parts of Acts in conflict herewith," and place the words "effective January 1, 1915," after repealing clause.

Amendment adopted.

#### Assembly Bill No. 204.

On motion of Mr. Wright, duly seconded, the rules were suspended,

bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Harrington, Harris, Hussman, Lee, McBride, and Winslow—7.

Assembly Bill No. 165.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage, and lost by the following vote:

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fitzgerald of Eureka, Goodman, Hummel, Hunter, LaPoint, Oliver, Price, Reynolds, Russell, Swezy, and Wilson—18.

NAYS—Messrs. Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Hash, Holmes, Kearns, Kinghorn, Liddell, Lozano, Mighels, McCarthy, Preston, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wright, and Mr. Speaker—25.

Absent—Messrs. Bachenberg, Barnes, Forman, Harrington, Harris, Hussman, Kelliher, Lee, McBride, and Winslow—10.

The Sergeant-at-Arms announced a message from the Senate.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 190, which passed the Senate by the following vote: Yeas, 22; nays, none.

SOL HILP,

*Assistant Secretary of the Senate.*

On motion of Mr. Kinghorn, duly seconded, the House adjourned until 10 a. m., March 11, 1913.

House adjourned at 5:05 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE FIFTY-FIRST DAY

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CARSON CITY (Tuesday), March 11, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Harris, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

On motion of Mr. Adams, duly seconded, further reading of the Journal was dispensed with, and the Journal considered read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

A minority of your Committee on Education, having had Assembly Bill No. 200 under consideration, begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 198, and report unfavorably on the same, with the recommendation that it do not pass.

J. W. WRIGHT.

*Mr. Speaker:*

Your Committee on Labor has had Senate Bill No. 30 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 227 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bills No. 267, 266, and 245 under consideration, and recommends that they do pass.

FRANK WILLIAMS, *Chairman.*

*Mr. Speaker:*

The Clark Delegation has had Assembly Bill No. 234 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Mr. Buol dissents from the favorable report upon this bill, and begs leave to report unfavorably on Assembly Bill No. 234, with a recommendation that it do not pass.

FRANK WILLIAMS, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Assembly Bills Nos. 193, 198, and 200 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Assembly Bill No. 237, and reports unfavorably on the same, with the recommendation that it do not pass.

W. G. HUNTER, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 168 and 101, and Assembly Resolution and Memorial

No. 2 with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

The Esmeralda Delegation has had Assembly Bill No. 253 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

The White Pine Delegation has had Assembly Bill No. 261 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bills Nos. 1 and 2 under consideration, and begs leave to report unfavorably on the same, with the recommendation that they do not pass.

Also, Assembly Bill No. 238, and reports favorably on the same, with the recommendation that it do pass, and that the title be amended so as to read as follows: An Act relating to appeals in civil cases and proceedings, and repealing certain sections of an Act entitled "An Act to regulate proceedings in civil cases in this State, and to repeal all Acts in relation thereto," approved March 17, 1911.

Also, Senate Substitute for Assembly Bill No. 42, and reports favorably on the same, with the recommendation that the substitute be accepted and that it do pass.

Also, Senate Bill No. 120, and reports unfavorably on the same, with the recommendation that it do not pass, for the reason that a bill has already passed the Assembly covering the matters embraced therein.

Also, Assembly Bill No. 176, and begs leave to report the same to the Assembly with a substitute bill therefor, hereto attached, with the recommendation that the substitute bill do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bills Nos. 105, 125, and 52, Substitute for Senate Bill No. 47, Senate Bill No. 66, Assembly Bills Nos. 214 and 191, Senate Bills Nos. 115 and 106 under consideration, and recommends that they do pass.

Also, Assembly Bill No. 188, and begs leave to report it without recommendation.

Also, Senate Bill No. 117, and begs leave to report with the recommendation that it be referred to the Judiciary Committee.

Also, Assembly Bill No. 155, and reports favorably on the same, with the following amendments: Line 9, where the words "Nevada State University" appear, they be changed so as to read "Nevada Historical Society." Line 14, where the words "four hundred and fifty-eight dollars" appear, they be changed so as to read "three hundred and two dollars and fifty cents."

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

The Washoe Delegation has had Assembly Bill No. 192 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 232, and reports favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 230, and begs leave to report favorably on the same, with the recommendation that it do pass after being amended as follows: Strike out the word "Coroner;" in the fourth line of section 1 of said original bill and insert after the word "performed;" in line 8 thereof, the following: "Such fees as are now or hereafter may be allowed by law to Coroners, for services performed by him as ex officio Coroner." Amend section 2 thereof by inserting after the word "assistant;" in lines 2, 7, and 13 thereof, the words "or assistants." Amend section 3 thereof by striking out of lines 2 and 3, the following words: "and ex officio Coroner."

Also, Assembly Bill No. 143, and begs leave to report favorably on the same, with the recommendation that it do pass as amended, and we herewith recommend



that the same be amended as follows: Amend section 10, subdivision 11 thereof, by striking out the word "saloons" at the end of said subdivision, and inserting in lieu thereof the words "saloon and all other retail liquor licenses, and to revoke the same." Amend section 10, lines 60 to 63, both inclusive, being subdivision 3, by striking out the whole thereof and inserting instead the following: "Third—To levy and collect annually for general purposes a tax of not to exceed one per cent upon the assessed value of all real and personal property within the city, and which is by law taxable for state and county purposes; and in addition thereto to levy and collect annually a tax of not to exceed one-quarter of one per cent upon the assessed value of all real and personal property within the city which is by law taxable for state and county purposes to provide for a fund for the payment of the interest on the bonds of the city outstanding, and that may be lawfully issued and sold hereafter, and to provide a fund for the payment of the principal of such bonds and for the redemption thereof as they shall mature, and for no other purpose."

Amend section 5 of the printed bill, beginning at line 19, page 6 thereof, to and including line 48, so as to read as follows:

"Section 2. Of the councilmen elected hereunder at the next general city election, the one elected from the fifth ward shall serve for the term of four years from and after the date of his election; the one elected from the sixth ward, the one elected from the first ward, the one elected from the second ward, the one elected from the third ward and the one elected from the fourth ward shall serve for the term of two years from and after the date of their election. At the next subsequent general city election after the election last above mentioned, the councilman elected from the sixth ward shall serve for the term of four years from and after the date of his election. At the next subsequent general city election after the election last above mentioned, the councilman elected from the first ward shall serve for the term of four years from and after the date of his election. At the next subsequent general city election after the one last above mentioned, the councilman elected from the second ward shall serve for the term of four years from and after the date of his election. At the next subsequent general city election after the election last above mentioned, the councilman elected from the third ward shall serve for the term of four years from and after the date of his election, and at the next subsequent general city election after the election last above mentioned, the councilman elected from the fourth ward shall serve for the term of four years from and after the date of his election, and thereafter, the election of a four-year-term councilman shall alternate between the said wards, commencing with the fifth ward and thenceforth at each subsequent general city election in the order as named above. At each general city election herein mentioned, five councilmen shall be elected to succeed those whose terms are about to expire."

Also, amend section 10 by inserting at the end of subdivision 34, page 30 of the printed bill, the following: "*provided*, that nothing herein contained shall be held to supersede any state law upon this subject so long as any such state law may be in effect." Amend section 10 by adding a new subdivision thereto, as follows: "Forty-ninth—To suppress or regulate, and collect a license tax on circus or other public parades through the streets of the city."

A. W. HOLMES, *Chairman*.

Report adopted.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 58, which passed the Senate by the following vote: Yeas, 14; nays, 7; excused, 1.

Also, Senate Joint and Concurrent Resolution No. 8, relative to the B. F. Goodrich Company of Akron, Ohio, in regard to automobile sign-posts and guides, free of expense, which was adopted by the Senate unanimously.

Also, Senate Bill No. 137, which passed the Senate by the following vote, as amended: Yeas, 12; nays, 10.

Also, Senate Bill No. 100 and substitute for same, which passed the Senate by the following vote, as amended: Yeas, 22; nays, none.

SOL HILP,  
*Assistant Secretary of the Senate.*

Mr. Forman moved, duly seconded, that the Assembly refuse to concur in Senate amendments to Assembly Bill No. 112, and that a Conference Committee be appointed.

Carried.

The Chair appointed Messrs. Forman, Haight, and Gardiner.

MOTIONS AND RESOLUTIONS

Mr. Cole moved, duly seconded, a reconsideration of Assembly Bill No. 229.

Motion lost.

By Mr. Williams:

*Resolved*, That on and after March 12 committees may introduce bills without requiring unanimous consent.

Adopted.

Mr. Cole moved a reconsideration of Assembly Bill No. 168.

Motion lost.

House recessed for five minutes at 11:35 a. m.

HOUSE IN SESSION

At 11:40 a. m.

Mr. Speaker in the chair.

INTRODUCTION AND FIRST READING

By Mr. Bachenberg:

Assembly Bill No. 263—An Act to amend an Act entitled "An Act authorizing ministerial officers to appoint deputies," approved February 19, 1864, or clerks, and defining the qualifications of said deputies or clerks.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Mighels:

Assembly Joint and Concurrent Resolution No. 12, enforcing section 4124, Revised Laws of Nevada, 1912.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Engrossing.

By Mr. Hash:

Substitute for Assembly Bill No. 102—An Act reapportioning Senators and Assemblymen of the several counties to the Legislature of the State of Nevada.

On motion of Mr. Hash, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Mighels:

Assembly Bill No. 272—An Act to amend an Act to regulate and license the hunting of game birds and animals and to provide revenue therefrom for game preservation and protection, and to prescribe a penalty for the violation thereof, and to make an appropriation for the purposes of carrying out the objects of this Act.



On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

By Mr. Lozano:

Assembly Bill No. 273—An Act to provide for the better preservation of public roads and highways.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Highways.

By Mr. Harrington:

Assembly Bill No. 274—An Act making it unlawful for any person or constituted authority to prevent a student from attending school on account of nonvaccination, and providing a penalty therefor.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Morals.

By Lincoln Delegation:

Assembly Bill No. 275—An Act fixing the salary of the District Attorney of Lincoln County, Nevada, providing for the payment of traveling expenses necessarily incurred in the performance of his official duties, and repealing all Acts and parts of Acts in conflict herewith.

On motion of Mr. Lee, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Lincoln Delegation.

By Mr. Wright:

Assembly Bill No. 276—An Act to amend section 1 of an Act entitled "An Act to regulate railroads, telegraph and telephone companies and other common carriers in this State, creating a Railroad Commission, constituting the Governor, the Lieutenant-Governor and the Attorney-General a Railroad Board for the appointment and removal of the Railroad Commissioners, prevent the imposition of unreasonable rates, prevent unjust discrimination, insure an adequate railway service, and fixing maximum freight charges," approved March 5, 1907.

On motion of Mr. Wright, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Lozano:

Assembly Bill No. 277—An Act fixing and regulating the salaries of County Commissioners of Washoe County, Nevada, and providing for the payment of their necessary traveling expenses.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Lozano:

Assembly Bill No. 278—An Act fixing and regulating the salary of the County Clerk of Washoe County, Nevada.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Lozano:

Assembly Bill No. 279—An Act to amend section 4 of article 15 of an Act entitled "An Act to incorporate the town of Reno, and to establish a city government therefor," approved March 16, 1903, approved March 13, 1905.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Lozano:

Assembly Bill No. 280—An Act to amend the title of and to amend section 2 of an Act entitled "An Act to amend an Act entitled 'An Act to incorporate the town of Reno, and to establish a city government therefor,' approved March 16, 1903," approved March 13, 1905, approved March 28, 1907.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Welshons:

Assembly Bill No. 281—An Act to provide for the acceptance by the courts of the State of the stream measurements and results calculated therefrom as taken by the federal and state officials.

On motion of Mr. Welshons, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Forman:

Assembly Bill No. 282—An Act to amend section 19 of an Act providing a general corporation law, approved March 16, 1903, amended and approved March 14, 1905.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Liddell:

Assembly Bill No. 283—An Act supplemental to section 6518, Revised Laws of Nevada, in relation to gambling.

On motion of Mr. Liddell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Esmeralda and Eureka Delegations:

Assembly Bill No. 284—An Act to provide for the construction of the Nevada State Highway in the counties of Esmeralda, Eureka, Lander, White Pine, and Nye, and other matters relating thereto, and making an appropriation therefor.

On motion of Mr. Feely, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

By Mr. Wright:

Assembly Bill No. 285—An Act relating to foreign corporations, prescribing their duties, defining their rights and providing for service of process thereon.



On motion of Mr. Wright, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Wright:

Assembly Bill No. 286—An Act to amend an Act entitled "An Act to amend section 2 of an Act entitled 'An Act in relation to public highways,' " approved March 24, 1911.

On motion of Mr. Wright, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Roads and Highways.

By Mr. Tranter:

Assembly Bill No. 287—An Act to provide for experiments and tests for determining the best and most economical means of preventing and preserving fish from going into ditches, or other artificial water channels, flowing or taken from any stream or lake, and making an appropriation therefor.

On motion of Mr. Tranter, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

By Mr. Tranter:

Assembly Bill No. 288—An Act requiring the payment of poll tax by all legal voters under the age of sixty years as condition to the right to vote in this State.

On motion of Mr. Tranter, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Gardiner:

Assembly Bill No. 289—An Act to provide for the establishment, maintenance and operation of law libraries in the various counties of this State, and repealing all other Acts and parts of Acts in conflict therewith.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Bachenberg:

Assembly Bill No. 290—An Act to abolish the office of Justice of the Peace and of the Constable for Olinghouse Township, Washoe County, Nevada, and to attach Olinghouse Township to Wadsworth Township for judicial purposes.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Bachenberg:

Assembly Bill No. 291—An Act to amend section 16 of an Act entitled "An Act making the Railroad Commission of Nevada ex officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unrea-

sonable charges for services rendered by such public utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an expert engineer and to employ clerks and assistants, and making an appropriation for carrying out the provisions of this Act," approved March 23, 1911.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Corporations and Railroads.

By Mr. Preston:

Assembly Bill No. 292—An Act to amend section 1 of article 10 and section 2 of article 18 of an An Act entitled "An Act to incorporate the town of Reno in Washoe County and defining the boundaries thereof, and to authorize the establishing of a city government therefor, and other matters relating thereto," as amended March 13, 1905.

On motion of Mr. Preston, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Washoe Delegation.

By Mr. Hash:

Assembly Bill No. 293—An Act supplementary to an Act entitled "An Act to provide revenue for the support of the Government of the State of Nevada, and repealing certain Acts relating thereto," approved March 23, 1891.

On motion of Mr. Hash, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Hash:

Assembly Bill No. 294—An Act in relation to elections, providing for a primary election for the election of delegates to state and county conventions for the purpose of nominating party candidates for elective state and county officers, and other matters properly connected therewith, and repealing Acts and parts of Acts in conflict therewith.

On motion of Mr. Hash, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Elections.

By Mr. Mighels:

Assembly Bill No. 295—An Act to amend an Act relating to marriage and divorce, approved November 28, 1861, as amended.

On motion of Mr. Mighels, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Forman:

Assembly Bill No. 296—An Act to provide for the submission of Joint and Concurrent Resolutions, relative to amending the Constitution of the State of Nevada, proposed and passed by the Twenty-fifth and Twenty-sixth Sessions of the Legislature of the State of Nevada, to the people prior to the general election to be held in the year 1914, and other matters properly connected therewith.

On motion of Mr. Forman, duly seconded, the rules were suspended,



reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mineral Delegation:

Assembly Bill No. 297—An Act in regard to the publication of official notices, and defining a newspaper of general circulation.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Printing.

Senate Bill No. 58.

No objection, referred to Committee on Taxation.

Senate Joint and Concurrent Resolution No. 8.

No objection, referred to Committee on Roads and Highways.

Senate Bill No. 137.

Mr. Liddell moved, duly seconded, that the bill be referred to the Committee on Judiciary.

Mr. Bachenberg moved to amend to refer Senate Bill No. 137 to Committee on Public Morals.

Amendment carried.

Motion carried as amended.

Substitute for Senate Bill No. 100.

No objection, bill referred to Committee on Agriculture.

By Mr. Russell:

Assembly Joint and Concurrent Resolution No. 13, declining to make any appropriation for the Panama-Pacific Exposition at San Francisco.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Ways and Means.

#### MOTIONS AND RESOLUTIONS

By Mr. Adams:

Resolution to cause to be officially determined the boundary line between Esmeralda and Nye Counties.

Mr. Cole moved, duly seconded, that resolution of Mr. Adams be referred to Esmeralda and Nye Delegations.

Carried.

#### REPORTS OF COMMITTEES

*To the Honorable the Senate and the Assembly:*

Your committee on the investigation of the State Bank and Trust Company herewith presents and respectfully submits a preliminary report:

We find upon an examination of the records, papers, and files in the case of the *State of Nevada, ex rel. John Sparks, v. State Bank and Trust Company, et al.*, in the District Court of the First Judicial District in and for the County of Ormsby, being the case in which Frank L. Wildes was appointed Receiver of the State Bank and Trust Company, that on the 2d day of December, 1912, the Receiver, Frank L. Wildes, filed with the Court an *unverified* petition, petitioning the Court to fix his compensation as Receiver. It appears from the records and files that since the 18th day of May, 1908, Frank L. Wildes has been acting as Receiver of the State Bank and Trust Company; that compensation was allowed to the Receiver by the Court, for two months from May 18, 1908, to July 8, 1908, and since that time and up to March 7, 1913, a period of over five years, no order was ever made fixing the compensation of the Receiver of the State Bank and Trust Company. Although it does not appear from the records and files in the case, we presume that Mr. Wildes has been

drawing compensation over that whole period of time, to wit, five years, without any order of the Court, a matter in itself which, taken in connection with subsequent developments, gives a bad odor to the whole transaction.

It appears from the petition of Mr. Wildes in which he asks for the fixing of his compensation, and he alleges therein that the duties of the receivership have, "ever since the 18th day of May, 1908, consumed the entire time, attention and energy of your petitioner," and the Court, the Hon. Frank P. Langan, proceeded so to find in his decision rendered on March 7, 1913.

The decision of the Court wherein the Court finds that the Receiver has given his entire time to the affairs of the receivership may be in a measure justified upon the allegations of the petition of Frank L. Wildes, but it seems to your committee that the Court should take judicial notice of the fact, within the notice of almost every one, that during the first nineteen months of that period in which the Receiver was supposed to be giving his entire time and attention to the affairs of the receivership, he was drawing down a salary of \$166.66 per month as Deputy State Treasurer of the State of Nevada. Either the exercise of memory, or a slight investigation by independent action of the Court would have disclosed this fact.

Your committee finds that, from May 18, 1908, to December 30, 1909, in addition to compensation at the rate of ten thousand dollars per year paid to Frank L. Wildes, as Receiver, for giving his entire time to the affairs of the defunct State Bank and Trust Company, he also drew down and pulled out of the State Treasury of the State of Nevada a salary as Deputy State Treasurer in the sum of \$3,166.66, for which he was also, under the law, devoting his entire time, attention and energy, to the affairs of the State of Nevada—a most wonderful man, with a most wonderful personality.

During the time he was drawing this salary as Receiver of the State Bank and Trust Company, and devoting his entire time and attention to the affairs of the State in the State Treasurer's office, he had some two or more deputies to the Receiver who drew down salaries aggregating about \$550 a month.

Therefore it appears to your committee that during a period of almost two years the Receiver of the State Bank and Trust Company and ex officio Deputy Treasurer of the State of Nevada was drawing down \$166 per month from the State Treasury, almost \$1,000 per month as Receiver of the State Bank and Trust Company, and had deputies in his employ aggregating \$550 a month, a total received by the Receiver, Deputy Treasurer, and deputies of the Receiver, of about \$1,700 a month.

The foregoing statements are borne out and shown by the records, papers and files in the case of *State of Nevada, ex rel. John Sparks, v. State Bank and Trust Company*, and by the records and files in the office of the Controller of the State of Nevada.

Your committee recommends that this report be submitted to your Committee on Judiciary, with instructions that it take up the matter of this report with the Attorney-General in order that we may determine the legal status of this affair, and your committee stands ready and willing to furnish the necessary evidence to substantiate all of the matters set forth in this report.

Respectfully submitted,

E. A. KELLIHER,  
F. B. BALZAR,  
H. S. WINSLOW.

Dated March 11, 1913.

On motion of Mr. Cole, duly seconded, the report was adopted, ordered printed, and sent to Judiciary Committee.

*To the Honorable Members of the Nevada Legislature:*

GENTLEMEN: We, the undersigned selected committee, do recommend that whatever appropriation may be made by your honorable body, that the same be equally divided between the Panama-Pacific International Exposition to be held in the City of San Francisco, California, and the Panama-California Exposition, to be held in San Diego, California, in the year 1915.

After having inspected, unofficially, the Panama-Pacific International Exposition and compared the same in as many of its features as our limited time permitted, we feel that the results produced for the amount of money expended will be as great in San Diego as in San Francisco, on account of the difference of the



character of the Exposition, San Diego making a specialty of irrigation, agriculture, and horticulture processes and progresses made along the above indicated lines.

No doubt the various members of your honorable body are more familiar with the plans of the proposed Panama-Pacific Exposition than those of the Panama-California Exposition, and we therefore submit a few of the plans as outlined by the last-named Exposition. They are as follows: The Exposition grounds will cover an area of about six hundred and fifteen (615) acres. The general exhibits and main buildings to cover about one hundred (100) acres; the States and foreign countries, about one hundred (100) acres; the counties in California, about twenty-five (25) acres; open-air exhibits, one hundred (100) acres; landscape gardens and parks, two hundred and fifty (250) acres; the amusement section, known as the "Isthmus," about twenty-five (25) acres, or about eight thousand (8,000) feet of space.

This committee has selected a site for the State of Nevada that adjoins those of New Mexico, Arizona, Colorado, and Montana, subject to the approval of your honorable body and the Governor of the State of Nevada.

In conclusion, this committee is unanimous that whatever appropriation is made that it be equally divided between these two Expositions.

Respectfully submitted,

H. J. JONES,  
PETER BUOL,  
M. D. FAIRCHILD,  
*Committee.*

Report ordered printed.

On motion of Mr. Gardiner, duly seconded, the House recessed until 2:30 p. m.

House recessed at 12 m.

## HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

Report of Special Investigating Committee as follows, received and read:  
*To the Honorable the Senate and Assembly:*

GENTLEMEN: Your special joint investigating committee herewith submits a report of its proceedings. In submitting this report the committee feels that it has gone as thoroughly into the matters referred to it as was possible in the short time at its disposal. The committee from the outset has regarded its investigations as a solemn duty to the State and at no time has prejudice taken the place of fairness in the proceedings.

The committee has taken a mass of evidence bearing on nearly every department of the state government. In every case it has been the aim to get at the bottom of things, regardless of who might be affected. It has worked on the theory that a public office is a public trust, and that those entrusted with the management of the affairs of state must at all times be ready to give an account of their stewardship.

We hope that our labors will be productive of good. In many cases changes should be made in existing statutes. The recent growth of the State has brought about many conditions which were not anticipated, and this Legislature should endeavor to remedy the conditions discovered in our deliberations.

For some there are nothing but words of commendation; censure must be the lot of others; and there is a great middle ground where honest mistakes have been made which has led to laxity that must be corrected. We feel that the pruning-knife may be used to advantage in some departments. It is evident

that greater restrictions must be placed on others. But the thing that must be practiced is the proper observance of the law on the part of every officer.

In the main the statutes are mandatory. There is little ground for discretion, and if discretion is used too freely there arises a condition that produces friction between departments. It is this fault, more than any other, that is responsible for the present condition of affairs and which led to our investigations.

We hope that this report will prompt a higher standard of citizenship and a higher regard for the majesty of the law. When any person assumes that his position is above the law he is treading on ground that is unstable and his footsteps are bound to lead him to disaster.

It is evident that restrictions should be placed on appointments and that all deputies and clerks should be qualified to hold their positions without receiving their tuition at the expense of the State. To a large extent civil-service rules would be desirable.

One instance is the failure of the Board of Capitol Commissioners to appoint an additional watchman as provided for by the Legislature of 1911, which undoubtedly felt that additional protection was needed. However, from the failure of the members of the board to agree on any person the position has not been filled and the State has been without that protection which an additional man would have afforded. Happily the State has not suffered, but it has been found that the reduced insurance rates would offset the salary provided.

#### THE STATE UNIVERSITY

Our first subject of investigation was the State University. This subject was considered first for the reason that more good could be done there than in almost any other place. The findings submitted are based upon sworn testimony and the reports of certified public accountants.

It must be said that the new order of things at this institution bears no resemblance to the old. Where uncertainty and disorder prevailed, order has been substituted, and this committee feels justified in saying that the University can now be looked upon as a thriving institution. Were it not for the fact that some of the old traditions and management still prevail, it would be well to "let the dead past bury its dead." But for the good of all state institutions we append some of the disclosures made.

At the outset it became evident that if the same management that controlled the State's leading educational institution were applied to a private institution, the bankruptcy courts would have sounded its death knell long before this. The evidence adduced at the hearings shows an utter disregard for all business rules and a carelessness that cannot be condoned. This is accentuated by the fact that all that is correct in business life has been disregarded in a place which is supposed to teach these principles.

The present Board of Regents is doing good work, based upon the wise provision of the last legislature in making an appropriation for a thorough audit of the affairs of the University, and the result of the disclosures made by the auditors.

It was discovered that there was a deplorable lack of system. The statutory rights of the Regents were ridden over rough-shod by the President, and there is sufficient to show that the Regents have supinely submitted. The President had been at the head of the institution for seventeen years, and undoubtedly came to regard the place as his private property. This resulted in a condition of affairs that threatened the life of the school and made it one of the costliest, if not the most wasteful, in the country.

The auditors recommended that a comptroller be appointed to handle all the financial affairs and suggested a standard system of bookkeeping adapted to the needs of the school. The position of the President in objecting to the plan and his insisting on a continuation of the old order of things until 1913 is untenable.

Formerly ten sets of books were kept. Bank deposits were scattered all over the city, and the stub and canceled checks formed the main part of the bookkeeping. Liberties were taken with government funds until confusion reigned and it became necessary to use all sorts of means to correct the errors. The true situation of affairs can best be expressed in the words of the auditor, Allen Knight, in his report of August 17, 1912, two days before Dr. Stubbs departed on his leave of absence:



" \* \* \* \* \* With all due respect to your august President, Dr. Stubbs shows, by his contradictory actions, and inconsistent attitude, a melancholy lack of acquaintance with the principles of accountancy. Unfortunately for both your President and Secretary the records show that juggling with the funds has transpired, and reports intentionally deceptive have been made to the Government."

This deception was in an apparent shortage of over \$4,000 in the government funds—money paid for the support of the Agricultural College—caused by the wrongful diversion of money to other school purposes. That the President was aware of the seriousness of the situation is shown by the effort made to cover up the shortage by double vouchers for salaries and supplies. This amount had to be covered by state funds, and money that had been appropriated in good faith for the support of the University had to be diverted to replenish the depleted government funds. An extract from the accountant's report is pertinent:

*Government Funds:* I pointed out on page 4 of my last report the deficiency and errors in the Mackay Donation Account, and on page 5 the errors and double payments in the A. & M. College Fund and the Hatch and Adams Funds, stating that such things were possible only by improper connivance of officials and poor checking by the authorities. In turning over to the comptroller, the legal and other papers of the University, Secretary Taylor has produced the July, 1911, report of the A. & M. College Fund which could not be found when I was in Reno in February last, and I want to state right here, that my remark "improper connivance of officials" is amply borne out, as report to the United States Secretary of the Interior showed a balance on hand of \$4,294.34, whilst the balance in the bank at the same time was only \$170.32. Secretary Taylor's explanatory letter to the United States Government officials, accompanying the report, contained a glaring misstatement, and the President of the University evidently appreciated the seriousness of the situation when he offered to make good the balance of \$4,294.34, which the report to the Government called for.

The offer to make good was in the form of a note tendered to the Board of Regents by Dr. Stubbs and refused by them on the ground that they had no authority to agree to any such proposal. While there was not, evidently, anything of a criminal nature in the shortage of government funds, the amazing offer of the President leads to the conclusion that a great business wrong was committed.

The record shows many additional instances of carelessness on the part of the Regents in performing their duties in a perfunctory manner, and of letting the President usurp their functions.

One of the most glaring injustices was the imposition on the students supporting the dining-hall, which was under the supervision of the President, of a large number of dead-heads, employees of the University, who could well afford to pay. The dining-hall was conducted at a loss, and this undoubtedly accounts for some of the diversion of funds.

Dr. Stubbs is now enjoying a sabbatical leave of absence of one year at full pay, \$5,000 per year. His value to the University from an educational standpoint, during the years of his connection with the institution, cannot be over-estimated. It is true that he has given the best years of his life to the work, and has in many cases added to the endowments through his personal efforts. His leave will expire in August of this year, and we feel that the Board of Regents should adopt and serve him with notice of such restrictions relative to his business administration of the University as will prevent a recurrence of the unfortunate occurrences of the past. However, this committee feels that the Board of Regents, having the appointing power, are responsible to the people of the State as to what action will be taken following the disclosures made in this report.

#### THE JOSEPHS CASE

Pursuant to Assembly resolution this committee investigated the charge that Joe Josephs was not a citizen. We called on the author of the letters, Miss Somers, to furnish proof of her allegation, which she did through her brother-in-law, D. P. Morgan, who appeared before the committee.

The letters showed that Josephs was born in Berlin, though he always registered as having been born in Albany, N. Y. Josephs was called and produced papers showing that he had been naturalized at Stockton, California, on October 22, 1871. A copy of the minutes of the court was afterward secured showing



that the papers were genuine. Josephs defended himself by saying that he was led to declare his American birth through pride and by the influence of the company he kept. He stated further that he hesitated to correct the error after the matter had run so long.

However, your committee is compelled to report more severely on another matter—that of accepting a division of salary from a deputy. It has been a hard matter for the committee to fathom the rumors that have been current, but finally succeeded. The testimony shows that Josephs demanded, and afterward indirectly received, for seven months during the years 1911–1912, the sum of \$35 per month to his own use or for his benefit, from Guy Guinan, his regularly appointed deputy, all of which is in violation of section 6313 of the Revised Laws.

The deputy at present employed by Josephs is paying \$100 a month for assistance. Until the first of this year the wife of the Clerk was the assistant. We commend the record in this case to your consideration as the entire transcript reveals pitiful incompetence and a labored effort to show that things are as they should be. It is apparent that the deputy in the office of Clerk of the Supreme Court is wholly incompetent, a matter for which Josephs is alone responsible.

We recommend that this report be referred to the Judiciary Committee of the Assembly for such action as is provided in cases of this character.

#### NEVADA STATE POLICE

Your committee made a thorough investigation of the affairs of the Nevada State Police. We realize that a great deal of criticism has been directed toward the department since its organization, and felt that a searching inquiry should be made. Nearly every member was examined.

While the expenses of the department for the past two years have been very heavy, we were unable to get any reason therefor except that the details were more numerous and costly than formerly, and if retrenchment is to be applied in the State Police, it must be done along this line. One case came to our notice of a detail in Clark County—the search of the Indian Quiho—that lasted several months and for which the expense was heavy. After several hundred dollars had been spent, it developed that the Indian was not wanted.

The State Police have been detailed on gambling cases where the local officers should have attended to the duty. Many other instances of this kind might be cited, wherein the state organization was called in to do work that could have been done by the local officers. And right here we want to say that we think that the State has been forced to pay in cases where local officers wanted to shift the blame for making arrests.

It transpires that there is friction in the department, which seems to revolve principally around the head of the Inspector. This is a condition that should not exist in any place, and we feel that steps should be taken at once to correct this evil.

There is no doubt that the accounts are well kept and that all claims are properly audited. It has come to light, however, that transportation has been secured without the authority of the Governor, other than what appears to be a general order, as required by the Act of 1911.

The evidence in the police inquiry showed that many of the complaints made were prompted by suspicion, rather than being based on facts. Every member was questioned closely, and details of many accusations that have been current for the past several years have either been cleared up or denied by the ones against whom the accusations were made. We would call your attention to the record of this examination.

In this matter the committee feels warranted to make these recommendations:

That the law in regard to transportation be strictly complied with.

That every man employed be named on the roster.

That the Governor and Superintendent make investigation where aid is asked unless it appear that quick relief is necessary.

That steps be taken to correct the friction in the department.

That strict economy be practiced, the expenses of conducting the department for the last two years—\$64,000—being one of the causes of complaint against the department, notwithstanding that the Ely trouble was responsible for a



large part of the expense. We feel that the department as a whole has done the work required of it to the best of its ability, and that if any changes are required that it should be made by amendments to existing laws.

#### STATE OFFICERS

In pursuance of another Assembly resolution different state officers were called before the committee regarding the employees who work for them and other matters relating to the conduct of the offices.

The committee found that in the following offices the wives of the officers were employed in different capacities: State Printer, State Controller, Superintendent of Public Instruction, State Treasurer, and Secretary of State. In every case the witnesses swore that the appointments were made properly in that no law existed defining who the appointees should be. They all testified further that they required the help.

It is evident that the proper way to remedy this condition, against which so much criticism has been directed, is to pay adequate salaries to state officers and enact laws bearing on the subject. In a State like Nevada, where so much territory has to be covered, and where peculiar conditions have to be met, the salaries are inadequate.

Every witness summoned gave an explanation of the circumstances connected with the employment of wives in clerical positions. All claimed that the work was being done properly, and that the State was not losing by reason of the employment of relatives. This is another matter in which we must call your attention to the record, for it is a matter far beyond the power of any committee, no matter how diligent, to point out cases in which employees of this kind have been remiss in their duties. It is evident that better service could have been rendered in some cases, but the appointing power alone is responsible for the administration of the different offices. The record alone will make this clear, and if there is a general demand for reform along this line statutory enactment is the only remedy.

In the cases where this condition exists, six in all, conditions vary to a large extent. There is no doubt that more discretion could have been used in some cases. The committee questioned the witnesses very carefully as to the fitness of those employees to fill the positions, and the answers were all to the effect that they were. Questions were asked as to the attendance of employees. The answers were all to the effect that the appointees performed all the duties required of them.

This is where opinions differ. The appointing power is the one to be satisfied, but the public is the one who raises objection and from which comes complaint. The fact of the employment of wives and other relatives is apparent. This is a matter that should be settled for all time, and that as soon as possible. We think that a reduction of one person in the office force of every state officer where more than two people are regularly employed, including the principal, can be made without impairing the efficiency of any department. In a few instances where the heads of departments are frequently called to other parts of the State, this could not apply. There is no reason why all offices should not be open for business not later than 9 a. m., nor that they should be closed on every semi-holiday.

The University of Nevada requires special mention. When the Acts of Congress donating different land grants for educational purposes in this State were passed, the Legislature accepted the provisions of the grants by special Acts. Whether by inadvertence, mistake or inexcusable neglect, without a full regard for the solemnity of the promises made, things have come to such a condition that the State is responsible to the Federal Government for the lax administration of the trust that has been placed in it.

By the acceptance of the 90,000-Acre Grant and the Morrill Land Grant, the State obligated itself to comply with the terms of the grants in return for the great benefits bestowed. The State Controller testified that notifications were made according to law. The Governor, as president of the State Board of Education, testified that efforts were made to comply with the law, but that for various reasons the matter was delayed and that the letter of the law could not be followed.

It is the duty of this Legislature to assure the Federal Government, by resolution or otherwise, that steps will be taken to comply with the provisions of



the grants, and that those entrusted with the management of these affairs will be held strictly responsible. The amendments to the state bond issue are calculated to take care of the present difficulty, and future officers and Legislatures should exercise great care that this beneficent endowment should be surrounded by the greatest safeguards.

The school situation in Nevada requires greater care and more attention to the details than has been given in the past. The repeal of the ten per cent differential in favor of home merchants offers a ground for saying that should result in material benefit. Cases have come to our attention where school boards of all degrees of authority have used discretion that has resulted in extravagance in numerous cases. A specific case was presented to us in the last few days from G. E. Anderson, Deputy Superintendent for Elko County, of specific cases of favoritism in the award of contracts. The savings that could have been effected are alleged to average 40 per cent. The school boards of the counties and the State Board of Education are answerable for this condition of affairs, and steps should be taken to correct this abuse.

#### STATE INSTITUTIONS

The resignation of the Superintendent of the State Orphans' Home prevented the necessity of this committee's going into the details of the management of that institution. For a number of years past criticism has been directed toward the management of that institution. We feel that the public has a right to demand from the authority that has the appointing power in this case that discretion be exercised in the appointment and that strict compliance with the law be demanded.

We think further that the Superintendent should be a man of strict integrity, unquestioned ability and of undoubted moral character.

A change has taken place in the management of the State Prison. The suggestions offered in the preceding paragraph should prevail in the case of this institution. The public is wearied of reports of mismanagement and favoritism, and the time has arrived when the Warden should be able to account to the public for his management regardless of political debts, special favors, or the bearing of his action on future political preference.

We think that the new management should take cognizance of the fact that employees have been discharged for their participation in the drug traffic without further prosecution. The laws of the State are explicit on this point and a moral wrong is committed when the matter is not pressed. The Warden is supposed to have supreme authority, and as such is responsible to the whole people for his conduct.

The suggestions herein offered come as a result of our investigation along different lines, and will be borne out by an examination of the transcript.

The committee has not had the time nor opportunity to look into the affairs of the Insane Asylum or the State Fish Commission, and we recommend that the committees having those matters under their consideration give these institutions their full consideration.

#### IN CONCLUSION

The committee feels that it has done its duty as well as possible under the circumstances. The time has been comparatively short, and, with the press of other work in which the members have been interested, the task has been a heavy one. We feel that in the future the work could be carried on to advantage by several committees, each having a special duty.

The result of our investigations may be summed up in these words: "Those holding office or employment are, under the state government, responsible to the public and amenable to the law, and that if their sense of duty and patriotism does not guide their conduct, the fear of punishment should."

We hope that this investigation will have the result on the management of state affairs that was intended. It is plain that many of the existing conditions are the result of a growth that had its beginning long ago. But this cannot be considered in the light of an excuse. Greater care for the intent of the law is necessary. Greater cooperation between officers is imperative. The realization of the maxim that a public office is a public trust should be the guidance of all those who hold office. Personal likes and dislikes must be eliminated. The law, not the man, is the final arbiter.



Man is not infallible, nor is the membership of this committee. Though we have worked according to the best of our ability, without prejudice or hope of reward, without fear of consequences or disfavor, we call attention to the record of our proceedings and trust that in it much more enlightenment can be found than is related in this review.

W. P. HARRINGTON,  
J. H. FULMER,  
GEO. BERGMAN,  
CHAS. LEE HORSEY,  
J. I. WILSON,  
R. H. BARNES.

On motion of Mr. Williams, report of Special Investigating Committee was ordered printed.

On motion of Mr. Harrington, duly seconded, that part of transcript, submitted with report, referring to the Josephs case, was referred to the Judiciary Committee.

On motion of Mr. Cole, duly seconded, the special order on Assembly Bill No. 189 was vacated, and set for 4 p. m.

#### MOTIONS AND RESOLUTIONS

By Mr. Gardiner:

*Resolved*, That a committee of five be appointed by the Chair to confer with and assist the Investigating Committee in the preparation of such legislation as may be desirable to correct the abuses disclosed by the report of the Investigating Committee.

Resolution adopted.

On motion of Mr. Haight, duly seconded, the special order for Senate Bill No. 38 was vacated, and made special order for 11 a. m., March 12, 1913.

#### INTRODUCTION AND FIRST READING

By Mr. Gardiner:

Assembly Bill No. 298—An Act pertaining to appraisement of estates of deceased persons.

On motion of Mr. Gardiner, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Bachenberg:

Assembly Bill No. 299—An Act to prohibit state and county officials from employing any person related to him within the third degree of consanguinity or affinity, and prohibiting the State Controller and County Auditors from issuing warrants in certain cases.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Lozano:

Assembly Bill No. 300—An Act for the relief of Frank G. Patrick.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

By Elko Delegation:

Assembly Bill No. 301—An Act to fix the salary of the Justice of the Peace of Jarbidge Township, Elko County, State of Nevada.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Elko Delegation.

By Mr. Russell:

Assembly Bill No. 302—An Act to provide for the establishment of a uniform system of road government and administration in each of the several counties of the State of Nevada, for the creation of a Board of County Highways Commissioners in each of the several counties and defining the duties of the members thereof; to provide for the appointment of a County Road Supervisor and defining his duties; to authorize the Board of County Commissioners of each county to issue bonds or levy tax for the purpose of creating a county road and bridge fund; to authorize the expenditure of said fund for roads and bridges and the purchasing of machinery, and implements for road work; to classify the county roads of the counties, and other matters relating thereto.

On motion of Mr. Russell, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Public Roads and Highways.

By Mr. Cole:

Assembly Bill No. 303—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.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Revenue and Taxation.

By Mr. Cole:

Assembly Bill No. 304—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.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Revenue and Taxation.

By Mr. Hash:

Assembly Bill No. 305—An Act relative to employment agents.

On motion of Mr. Hash, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

By Mr. Cole:

Assembly Joint and Concurrent Resolution No. 14, relative to amending section 1, article 16, of the Constitution of the State of Nevada.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

By Mineral Delegation:

Assembly Bill No. 307—An Act relating to the assessment rolls and to the net proceeds of mines.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended,



reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Counties and County Boundaries.

By Mr. Haight:

Assembly Bill No. 308—An Act to amend an Act entitled "An Act providing for the protection and preservation of game, and repealing all Acts and parts of Acts in conflict therewith," approved March 24, 1909.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

By Mr. Harrington:

Assembly Bill No. 309—An Act to pay Sophia Baumann the sum of one hundred and fifty dollars for taking stenographically and transcribing the proceedings and report of the General Investigating Committee of the Senate and Assembly of the Twenty-Sixth Session of the Nevada Legislature.

On motion of Mr. Harrington, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Fitzgerald of Elko:

Assembly Bill No. 310—An Act to amend an Act entitled "An Act to amend section 99 of 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," approved March 10, 1911.

On motion of Mr. Fitzgerald of Elko, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Roads and Highways.

By Mr. Davis of Humboldt:

Assembly Bill No. 311—An Act authorizing the State Board of Pardons to pardon not more than two prisoners on December 24 of each year.

On motion of Mr. Davis of Humboldt, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Institutions.

By Mr. Davis of Humboldt:

Assembly Bill No. 312—An Act regulating the estates of deceased persons.

On motion of Mr. Davis of Humboldt, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Kelliher:

Assembly Bill No. 313—An Act creating the Nevada Highway Commission, defining its duties and powers, creating a county highway board, defining its powers and duties, providing for the raising of funds for road construction and the expenditure of said funds, and appropriating funds to permit of the organization of such State Highway Commission and said county highway board.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Internal Improvements.

By Mr. Buol:

Assembly Bill No. 314—An Act providing for an exhibit of the products of the State of Nevada at the Panama-California Exposition to be held in the city of San Diego, California, 1915, providing for the appointment of a Director-General and Honorary Directors, creating a Board of Directors, and making an appropriation for such exhibit, and other matters properly connected therewith.

On motion of Mr. Buol, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Buol:

Assembly Bill No. 315—An Act providing for an exhibit of the products of the State of Nevada at the Panama-Pacific International Exposition to be held in the city of San Francisco, California, and the Panama-California Exposition to be held in the city of San Diego, California, 1915, providing for the appointment of a Director-General and Honorary Directors, creating a Board of Directors, and making an appropriation for such exhibits, and other matters properly connected therewith.

On motion of Mr. Buol, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Ways and Means.

By Mr. Williams:

Assembly Bill No. 316—An Act to amend an Act entitled "An Act creating the office of Inspector of Mines; fixing his duties and powers; providing for the appointment of a deputy and fixing the compensation of both; requiring certain reports and notices of accidents to be made to said inspector, and defining the duties of the Attorney-General and District Attorneys in relation to suits instituted by the Inspector of Mines," approved March 24, 1909.

On motion of Mr. Williams, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Mines and Mining.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Fish and Game has had Senate Bill No. 75 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 79, and reports favorably on the same, with the recommendation that it do pass, as amended.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 203 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass after being amended by striking out in the fifth line from the end of the original bill the word "will" and inserting in lieu thereof the word "shall;" the line referred to being line number 15 on page 2 of the printed bill.

Also, Assembly Bill No. 223, and reports favorably on the same, with the recom-



mendment that it do pass after being amended as follows: Add to section 1 the following: "Provided, that nothing herein contained shall be construed to in any manner obligate the said employees to pay for the treatment of such employee by any physician other than the one regularly retained for that purpose by the employer."

Also, Assembly Bill No. 258, and reports unfavorably on the same, with the recommendation that it do not pass, on the ground that the subject-matter thereof is already sufficiently covered by Assembly Bill No. 92, now in the Senate.

Also, Assembly Bills Nos. 208, 199, and 248, and reports favorably on the same, with the recommendation that they do pass.

WM. FORMAN, *Chairman*.

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Senate Bill No. 103 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended. Amendments enclosed.

GEO. A. COLE, *Chairman*.

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bill No. 172 with the engrossed copy thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman*.

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 40 was reconsidered.

Assembly Bill No. 40.

Mr. Kinghorn moved, duly seconded, to amend Assembly Bill No. 40 in the first line of section 1 of the printed bill, by inserting after the word "employer" the words "employing two or more persons." Also, add to section 1 the words "This Act shall not apply in cases where strikes or lockouts previously existing have been declared terminated, either officially or by tacit consent."

Carried.

Roll-call on Assembly Bill No. 40 as amended, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Feely, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Schoer, Sullivan, Swezy, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—38.

NAYS—Messrs. Ferguson, Fernald, Grimes, Hash, Hussman, Lozano, Reynolds, Russell, Todd, and Wilson—10.

Absent—Messrs. Bachenberg, Buol, Davis of Nye, Harris, and LaPoint—5.

#### SPECIAL ORDER

Assembly Bill No. 189.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 189 was referred to Committee of the Whole to hear discussion.

On motion of Mr. Swezy, duly seconded, Assembly Rule No. 58 was temporarily suspended.

On motion of Mr. Cole, duly seconded, the House resolved itself into Committee of the Whole.

House in Committee of the Whole at 4:02 p. m., Mr. Haight in the chair.

Committee of the Whole arose at 5:20 p. m.

## HOUSE IN SESSION

Mr. Speaker in the chair.

## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 189 under consideration, and begs leave to report favorably on the same, with the recommendation that Substitute for Assembly Bill No. 189 be adopted as original bill, and referred to Committee on Counties and County Boundaries, with request that the committee report not later than the legislative hours of March 13, 1913.

A. L. HAIGHT, *Chairman.*

Report adopted.

Mr. Harrington moved, duly seconded, that the Journal Clerk be allowed to insert the printed copies of General Investigating Committee report in the Journal not later than March 13, 1913.

Carried.

## INTRODUCTION AND FIRST READING

By Mr. Friedhoff of Washoe:

Assembly Bill No. 317—An Act fixing and regulating court costs.

On motion of Mr. Friedhoff of Washoe, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Labor.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the House adjourned until 10 a. m., March 12, 1913.

House adjourned at 5:25 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE FIFTY-SECOND DAY

CARSON CITY (Wednesday), March 12, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Harrington, Hummel, Lozano, Mighels, and Preston, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

On motion of Mr. Friedhoff of Lyon, duly seconded, the Journal was considered read and was approved.

The Chair appointed Messrs. Gardiner, Cole, Grimes, Haight, and Russell to act with General Investigating Committee to draw up bills with regard to the report.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Agriculture has had Substitute for Senate Bill No. 65 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation have had Assembly Bill No. 236 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

Your Committee on Fish and Game has had petition of certain residents of White Pine County under consideration, and begs leave to report that we believe the subject is covered by Assembly Bill No. 308, this day introduced by Mr. Haight.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation has had Assembly Bill No. 242 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

Your Committee on Elections has had Senate Bill No. 112 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HARVEY E. HARRIS, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 240 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 293, and reports that it be referred to the Judiciary Committee.

Also, Assembly Bill No. 309, and reports that it do pass.

Also, Assembly Joint and Concurrent Resolution No. 13, and reports a substitute for the resolution.

Also, Assembly Bill No. 268, and reports favorably on the same, with the recommendation that it do pass.

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

The Lincoln Delegation has had Assembly Bill No. 275 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

JAS. E. PRICE, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 144, 22, 86, 15, 141, 115, 134, 190, 79, and Substitute for Assembly Bill No. 88 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 60, which passed the Senate this day by the following vote, as amended: Yeas, 18; nays, 3; excused, 1.

Also, Assembly Bill No. 126, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, to inform your honorable body that on Senate Bill No. 46, which was amended by the Assembly, the Senate refuses to concur in same and has appointed a Conference Committee consisting of Senators Bell, Horsey, and Mack.

Also, Assembly Bill No. 10, which passed the Senate by the following vote, as amended: Yeas, 12; nays, 4; excused, 6.

Also, Assembly Bill No. 161, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, to inform your honorable body that Senate Bill No. 36, which was amended in the Assembly, has this day been concurred in by the Senate.

Also, to return Assembly Substitute for Assembly Bill No. 154, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Substitute Joint and Concurrent Assembly Resolution No. 7, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also Assembly Bill No. 231, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 132, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 136—An Act providing for branding the hides of slaughtered bovine animals and prescribing a penalty for the violation of this Act—which passed the Senate by the following vote, as amended: Yeas, 19; nays, 2; excused, 1.

Also, Senate Joint and Concurrent Resolution No. 9, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also Assembly Bill No. 195, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Assembly Bill No. 4, which passed the Senate by the following vote: Yeas, 16; nays, none; excused 3; not voting, 3.

Also, Assembly Bill No. 135, which passed the Senate by the following vote, as amended: Yeas, 16; nays, none; excused, 6.

Also, Assembly Bill No. 149, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 90, which passed the Senate by the following vote, as amended: Yeas, 17; nays, none; excused, 4; not voting, 1.

Also, Assembly Bill No. 94, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 2; not voting, 1.

Also, Assembly Bill No. 74, which passed the Senate by the following vote: Yeas, 17; nays, 3; excused, 3.

Also, Assembly Bill No. 35, which passed the Senate by the following vote: Yeas, 20; nays, 1; excused, 1.



Also, Assembly Bill No. 116, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 169, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

SOL HILP,  
*Assistant Secretary of the Senate.*

On motion of Mr. Swezy, duly seconded, the Assembly concurred in Senate amendments to Assembly Bill No. 90.

On motion of Mr. Sullivan, duly seconded, the Assembly concurred in Senate amendment to Assembly Bill No. 10.

On motion of Mr. Gardiner, duly seconded, the Assembly concurred in Senate amendment to Assembly Bill No. 135.

On motion of Mr. Sullivan, duly seconded, Assembly Bill No. 10 was referred to Engrossing Committee.

#### INTRODUCTION AND FIRST READING

Senate Bill No. 60.

No objection, referred to Committee on Irrigation.

Senate Bill No. 136.

No objection, referred to Committee on Irrigation.

Senate Joint and Concurrent Resolution No. 9.

No objection, referred to Committee on Mines and Mining.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 125.

On motion of Mr. Davis, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Holmes moved that the amendments recommended by committee be adopted.

Carried.

Roll-call on Assembly Bill No. 125 as amended:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Harrington, Hummel, Liddell, Lozano, McBride, Swezy, and Wilson—9.

Assembly Bill No. 217 as amended.

Mr. Wright moved that committee amendments to Assembly Bill No. 127 be adopted.

Carried.

Mr. Williams offered the following amendment: Amend section 6, line 5, by changing figures 1,000 to 2,000.

Amendment adopted.

Mr. Williams moved to strike out in section 6 the words "one thousand" and insert in lieu thereof the words "two thousand"

Carried.

Roll-call on Assembly Bill No. 217, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis

of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Feely, Hummel, Liddell, Lozano, McBride, Russell, and Sullivan—8.

SPECIAL ORDER

Senate Bill No. 38 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—48.

NAYS—None.

Absent—Messrs. Bachenberg, Forman, Hummel, Lozano, and McBride—5.

Assembly Bill No. 205.

On motion of Mr. Davis of Humboldt, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Cole moved an amendment to the amendment by adding to section 1: "This Act shall not apply to druggists selling alcohol or liquor for medicinal or sacramental purposes."

Amendment adopted.

On motion of Mr. Cole, duly seconded, original amendment offered by committee was adopted.

Mr. Wright offered the following amendment: The words "ten dollars per month" be stricken out and insert "thirty dollars per quarter."

Amendment adopted.

Roll-call on Assembly Bill No. 205, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Ferguson, Forman, Hummel, Liddell, Lozano, McBride, and Price—8.

Substitute for Senate Bill No. 41 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Messrs. Bachenberg and Forman—2.

Substitute for Assembly Bill No. 179.

Mr. Russell moved, duly seconded, the adoption of the Substitute for Assembly Bill No. 179.

Carried.



On motion of Mr. Gardiner, duly seconded, rules suspended, substitute bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Davis of Nye, Fernald, Forman, Hummel, Lozano, McBride, and Russell—8.

Senate Substitute for Assembly Bill No. 19.

On motion of Mr. Gardiner, duly seconded, rules suspended, Substitute for Assembly Bill No. 19 considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Forman, Harris, Kinghorn, Lozano, Mighels, McBride, and Wright—9.

Assembly Bill No. 156.

On motion of Mr. Hash, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Forman, Harrington, Kearns, Kinghorn, and McBride—7.

On motion of Mr. Kearns, duly seconded, the House recessed until 2:30 p. m.

House recessed at 12 m.

## HOUSE IN SESSION

At 2:30 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bill No. 311 under consideration, and begs leave to report it without recommendation.

Also, Assembly Bill No. 250, and reports unfavorably on the same, with the recommendation that it do not pass.

FRANK WILLIAMS, *Chairman*.

*Mr. Speaker:*

Your Committee on Agriculture has had Senate Bill No. 122 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Substitute for Senate Bill No. 100, and reports favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman*.

*Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 308 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman*.

*Mr. Speaker:*

Your Committee on Elections has had Senate Bill No. 141 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

HARVEY E. HARRIS, *Chairman*.

*Mr. Speaker:*

Your Committee on State Prison and Insane Asylum has had Assembly Bill No. 255 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CHAS. FRIEDHOFF, *Chairman*.

*Mr. Speaker:*

Your Committee on Military and Indian Affairs has had Assembly Bills Nos. 256 and 257 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

E. A. KELLIHER, *Chairman*.

*Mr. Speaker:*

Your Committee on Engrossment has had Assembly Joint and Concurrent Resolution No. 12 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. H. KEARNS, *Chairman*.

*Mr. Speaker:*

Your Committee on Taxation and Revenue has had Assembly Bill No. 303 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 304, and recommends that it do pass.

W. T. OLIVER, *Chairman*.

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 246 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 243, and reports the same without recommendation. The bill was passed upon by a quorum consisting of four members, and the vote on the bill stood two in favor thereof and two against, with neither side willing to recede.

Also, Senate Bills Nos. 67 and 76, Assembly Bill No. 239 and Senate Bill No. 121, and reports favorably on the same, with the recommendation that they do pass.

WM. FORMAN, *Chairman*.

#### MOTIONS AND RESOLUTIONS

Mr. Kelliher gave notice that he would move to reconsider the vote on Assembly Bill No. 156 on the next legislative day.

On motion of Mr. Swezy, duly seconded, Assembly Rule No. 58 was suspended.



## GENERAL FILE AND THIRD READING

On motion of Mr. Adams, duly seconded, Assembly Bill No. 253 was taken up out of order.

On motion of Mr. Adams, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Feely moved, duly seconded, that Assembly Bill No. 253 be indefinitely postponed.

Motion lost.

Assembly Bill No. 253 passed by the following vote:

YEAS—Messrs. Adams, Baird, Davis of Humboldt, Davis of Nye, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, LaPoint, Liddell, McCarthy, Schoer, Swezy, Todd, Tranter, Welshons, Wright, and Mr. Speaker—29.

NAYS—Messrs. Cole, Feely, Forman, Haight, Kelliher, Mighels, Sullivan, and Winslow—8.

Absent—Messrs. Bachenberg, Barnes, Buol, Hummel, Kinghorn, Lee, Lozano, McBride, Preston, Price, Russell, Williams, and Wilson—13.

Not voting—Messrs. Ferguson, Oliver, and Reynolds—3.

Assembly Bill No. 228.

On motion of Mr. Haight, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage:

Mr. Cole moved, duly seconded, to amend section 1, line 5 of printed bill, by inserting after the word "buildings" and before the word "in" the following words: "and to prepare and submit to each Legislature at the opening thereof a budget of the estimated income and expenses of the State Government for the two years."

Amendment adopted.

Assembly Bill No. 228, as amended, passed by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Holmes, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Liddell, Mighels, McCarthy, Oliver, Preston, Reynolds, Sullivan, Swezy, Tranter, Winslow, and Mr. Speaker—33.

NAYS—Messrs. Adams, Fernald, Hussman, Schoer, Todd, and Welshons—6.

Absent—Messrs. Baird, Cole, Davis of Nye, Fitzgerald of Elko, Hash, Hummel, Lee, Lozano, McBride, Price, Russell, Williams, Wilson, and Wright—14.

On motion of Mr. Ferguson, duly seconded, Assembly Bill No. 172 was taken up out of order.

Mr. Ferguson, moved, duly seconded, to recommit Assembly Bill No. 172 to Lyon and Churchill Delegations.

Carried.

Assembly Bill No. 224.

On motion of Mr. Ferguson, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Assembly Bill No. 224 laid aside for the time to make amendments.

## MOTIONS AND RESOLUTIONS

By Mr. Gardiner:

WHEREAS, That on account of the large number of bills pending before this House and the fact that there are many important measures that should be carefully considered in the few remaining days of the present session, be it

*Resolved by this body*, That all bills upon which the reports of the committees to which they have been referred recommend that they do not pass, that the

same be indefinitely postponed as they are reached on the file. Also, that the Speaker at each remaining day's session appoint two members of this body whose duty shall be to move and second the indefinite postponement of all unfavorably reported bills.

On motion of Mr. Kelliher, duly seconded, the resolution was laid on the table.

Substitute for Assembly Bill No. 38.

On motion of Mr. Liddell, duly seconded, Substitute for Assembly Bill No. 38 was adopted.

On motion of Mr. Liddell, duly seconded, the rules were suspended, Substitute for Assembly Bill No. 38 considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Haight, Harrington, Harris, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Liddell, Mighels, McCarthy, Oliver, Preston, Reynolds, Schoer, Swezy, Todd, Tranter, Wright, and Mr. Speaker—35.

NAYS—Messrs. Grimes and Sullivan—2.

Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Forman, Friedhoff of Washoe, Hash, Hummel, Lee, Lozano, McBride, Price, Russell, Welshons, Williams, Wilson, and Winslow—16.

Assembly Bill No. 224.

Mr. Forman moved, duly seconded, to amend section 1, line 5, and section 2, line 8, by striking out figures "60" and insert in lieu thereof the word "sixty."

Carried.

Assembly Bill No. 224, as amended, passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Liddell, Mighels, McCarthy, Oliver, Preston, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Wright, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Friedhoff of Washoe, Hummel, Lee, Lozano, Price, Russell, Welshons, Williams, Wilson, and Winslow—13.

Assembly Bill No. 158.

On motion of Mr. Cole, duly seconded, the report of the committee was adopted.

On motion of Mr. Davis of Nye, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Cole moved, duly seconded, to amend section 2, line 4 of printed bill, by inserting after the word "gas" the words "or sewer."

Carried.

Mr. Lee recorded present.

Mr. Harris moved, duly seconded, that Assembly Bill No. 158 be laid on the table.

Motion lost.

Assembly Bill No. 158, as amended, passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Forman, Friedhoff of Lyon, Goodman, Grimes, Harrington, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Schoer, Swezy, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—35.



YAYS—Messrs. Adams, Gardiner, Haight, Harris, Hunter, Liddell, McBride, Reynolds, Russell, Sullivan, and Welshons—11.

Absent—Messrs. Bachenberg, Feely, Fitzgerald of Elko, Friedhoff of Washoe, and Wilson—5.

Not voting—Messrs. Fitzgerald of Eureka and Hash—2.

Mr. Cole moved, duly seconded, to amend the title to Assembly Bill No. 158: In first line of printed bill insert after the word "gas" the words "or sewer."

Carried.

Senate Bill No. 108 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Senate Bill No. 116 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Bachenberg, Fitzgerald of Elko, Forman, Friedhoff of Washoe, Hummel, Kearns, Lozano, McBride, Russell, Swezy, and Wilson—11.

Senate Bill No. 91 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Fernald, Fitzgerald of Eureka, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Bachenberg, Davis of Humboldt, Ferguson, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Hummel, Lozano, McBride, Price, Russell, Welshons, and Wilson—13.

Not voting—Mr. Forman.

Assembly Bill No. 220.

On motion of Mr. Lee, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 233.

On motion of Mr. Oliver, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 226.

On motion of Mr. Oliver, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 225.

On motion of Mr. Oliver, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 219.

On motion of Mr. Liddell, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 258.

Mr. Swezy moved the bill be indefinitely postponed.

Carried.

Senate Bill No. 79, as amended.

Mr. Adams moved that Senate Bill No. 79 be indefinitely postponed.

Motion lost.

Mr. Wright moved to place Senate Bill No. 79 at the bottom of the file.

Carried.

Assembly Bill No. 208.

On motion of Mr. Wright, duly seconded, the rules were suspended,



bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Senate Bill No. 103.

Mr. Cole moved, duly seconded, that the report of committee, with amendments, be adopted.

Carried.

Senate Bill No. 103, as amended, read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Williams, Winslow, Wright and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Forman, Friedhoff of Washoe, Hummel, Kinghorn, Lozano, McBride, Russell, Swezy, Welshons, and Wilson—12.

Assembly Bill No. 203.

On motion of Mr. Haight, report of committee with amendments was adopted.

On motion of Mr. Wright, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—41.

NAYS—Mr. Kinghorn.

Absent—Messrs. Bachenberg, Barnes, Forman, Friedhoff of Washoe, Lozano, McCarthy, Price, Russell, Swezy, Welshons, and Wilson—11.

Assembly Bill No. 248.

On motion of Mr. Haight, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Winslow, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Bachenberg, Feely, Friedhoff of Washoe, Hummel, Lozano, McCarthy, Schoer, Williams, and Wilson—9.

Assembly Bill No. 223.

On motion of Mr. Davis of Nye, duly seconded, rules suspended, bill

considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Todd, Tranter, Williams, Winslow, Wright, and Mr. Speaker—42.

YAYS—None.

Absent—Messrs. Bachenberg, Baird, Davis of Humboldt, Friedhoff of Washoe, Lozano, McBride, Russell, Sullivan, Swezy, Welshons, and Wilson—11.

Senate Bill No. 66.

On motion of Mr. Ferguson, duly seconded, Senate Bill No. 66 was referred to Committee of the Whole.

Assembly Bill No. 2.

On motion of Mr. Gardiner, duly seconded, Assembly Bill No. 2 was laid on the table.

Substitute for Senate Bill No. 47.

On motion of Mr. Haight, duly seconded, Substitute for Senate Bill No. 47 was referred to Committee of the Whole.

Assembly Bill No. 198.

On motion of Mr. Gardiner, duly seconded, bill was placed on bottom of file.

Senate Bill No. 30 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Preston, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Williams, Winslow, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Forman, Friedhoff of Washoe, Goodman, Hummel, Lozano, Oliver, Russell, Schoer, Welshons, Wilson, and Wright—13.

Mr. Williams moved, duly seconded, that the House adjourn until 10 a. m., March 13, 1913.

Mr. Holmes moved to amend, duly seconded, to recess until 7 p. m. March 12, 1913.

Motion carried as amended.

House recessed at 4:50 p. m.

## HOUSE IN SESSION

At 7 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Mr. Harrington moved, duly seconded, that Senate Bill No. 54 be taken from the table.

Motion lost.

On motion of Mr. Bachenberg, duly seconded, Assembly Bill No. 191 was referred to the Committee of the Whole.



Senate Bill No. 200.

On motion of Mr. Friedhoff of Lyon, duly seconded, bill placed at the bottom of the file.

Assembly Bill No. 237.

On motion of Mr. Reynolds, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Harrington moved, duly seconded, that section 1 be stricken from the bill.

Mr. Mighels moved, duly seconded, to amend the motion, to lay Assembly Bill No. 237 on the table.

Motion carried as amended.

Assembly Bill No. 234.

On motion of Mr. Williams, duly seconded, bill placed at bottom of the file.

Mr. Gardiner moved, duly seconded, that Assembly Bill No. 237 be taken from the table.

Motion lost.

Assembly Bill No. 192.

On motion of Mr. Preston, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hussman, Kinghorn, LaPoint, Lee, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Adams, Baird, Davis of Nye, Harrington, Hummel, Hunter, Kearns, Kelliher, Liddell, Lozano, Mighels, McBride, Russell, and Swezy—14.

Assembly Bill No. 227.

On motion of Mr. Friedhoff of Lyon, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Adams, Barnes, Davis of Nye, Grimes, Hummel, Hunter, Kearns, Liddell, Lozano, McBride, Schoer, and Swezy—12.

Senate Bill No. 75 read third time, and passed by the following vote (Mr. Friedhoff of Washoe changing his vote from nay to yea):

YEAS—Messrs. Baird, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright and Mr. Speaker—42.

NAYS—Messrs. Bachenberg and Harris—2.

Absent—Messrs. Adams, Barnes, Davis of Nye, Hummel, Hunter, Liddell, Lozano, McBride, and Swezy—9.

Mr. Friedhoff of Washoe gave notice to reconsider the vote on Senate Bill No. 75 on next legislative day.

Assembly Bill No. 238.

On motion of Mr. Forman, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Adams, Davis of Nye, Hunter, Liddell, Lozano, McBride, Price, and Swezy—8.

Mr. Fitzgerald of Eureka moved, duly seconded, to rescind the action on Assembly Bill No. 238.

Carried.

Mr. Forman moved, duly seconded, the report of the committee be adopted.

Carried.

Mr. Fitzgerald of Eureka moved, duly seconded, to amend section 4, line 2 of printed bill, by inserting the word "written" after the word "be," and inserting the words "or printed" after the word "typewritten."

Carried.

Roll-call on Assembly Bill No. 238, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—Mr. Friedhoff of Washoe.

Absent—Messrs. Adams, Davis of Nye, Hummel, Hunter, Liddell, Lozano, McBride, and Swezy—8.

Assembly Bill No. 155.

On motion of Mr. Kearns, duly seconded, Assembly Bill No. 155 was placed at bottom of the file.

Senate Substitute for Assembly Bill No. 42.

Mr. Haight moved, duly seconded, that the House concur in Senate amendment to Senate Substitute for Assembly Bill No. 42.

Carried.

Roll-call on Senate Substitute for Assembly Bill No. 42:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.



Absent—Messrs. Adams, Hummel, Hunter, Hussman, Liddell, Lozano, Preston, and Sweezy—8.

Senate Bill No. 115.

On motion of Mr. Friedhoff of Lyon, duly seconded, Senate Bill No. 115 was referred to Committee of the Whole.

Senate Bills Nos. 105 and 106.

On motion of Mr. Holmes, duly seconded, Senate Bills Nos. 105 and 106 were referred to Committee of the Whole.

Senate Bill No. 125 was read third time and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kelliher, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—41.

NAYS—Messrs. Cole, Kearns, Kinghorn, and Winslow—4.

Absent—Messrs. Adams, Davis of Nye, Hummel, Hunter, Liddell, Lozano, McBride, and Sweezy—8.

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 180 and Senate Bill No. 52 were referred to Committee of the Whole.

Senate Bill No. 120.

On motion of Mr. Haight, duly seconded, Senate Bill No. 120 was indefinitely postponed.

Assembly Bill No. 1.

On motion of Mr. Gardiner, duly seconded, Assembly Bill No. 1 was indefinitely postponed.

On motion of Mr. Forman, duly seconded, Assembly Bill No. 2 was taken from the table.

On motion of Mr. Forman, duly seconded, Assembly Bill No. 2 was indefinitely postponed.

Substitute for Assembly Bill No. 176.

On motion of Mr. Kearns, duly seconded, Substitute for Assembly Bill No. 176 was placed at bottom of the file.

Assembly Bill No. 199.

On motion of Mr. Wright, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Cole moved, duly seconded, to amend section 1, line 13, printed bill: Strike out the first "and" in the line and insert the word "or" in lieu thereof.

Carried.

Roll-call on Assembly Bill No. 199, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Hnmboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCathy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Adams, Davis of Nye, Hummel, Hunter, Liddell, Lozano, McBride, Sweezy, and Winslow—9.

Mr. Kinghorn moved, duly seconded, that the House adjourn until 10 a. m., March 13, 1913.

Motion lost.

Assembly Bill No. 193.

On motion of Mr. McCarthy, duly seconded, Assembly Bill No. 193 was referred to Committee of the Whole.

Assembly Bill No. 245.

On motion of Mr. Harrington, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Adams, Davis of Nye, Hummel, Hunter, Liddell, Lozano, McBride, Swezy, and Winslow—9.

Assembly Bill No. 261.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Adams, Davis of Nye, and Hummel—3.

Assembly Bills Nos. 267 and 266.

On motion of Mr. Kinghorn, duly seconded, Assembly Bills Nos. 267 and 266 were referred to Committee of the Whole.

Assembly Bill No. 232.

On motion of Mr. Tranter, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—Mr. Davis of Nye.

Absent—Messrs. Adams and Kearns—2.

Assembly Bill No. 143.

On motion of Mr. Holmes, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Holmes the amendments offered by Washoe Delegation were adopted.



Roll-call on Assembly Bill No. 143, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—51.

NAYS—None.

Absent—Mr. Adams.

Not voting—Mr. Davis of Nye.

On motion of Mr. Kinghorn, duly seconded, the House adjourned until 11 a. m., March 13, 1913.

House adjourned at 8:50 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

## THE FIFTY-THIRD DAY

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CARSON CITY (Thursday), March 13, 1913.

House called to order at 11 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

On motion of Mr. Friedhoff of Lyon, duly seconded, Journal of the previous day considered read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 296 under consideration, and begs leave to report without recommendation. Three members of the committee are in favor of submitting the subject-matter of the bill at the primary election in September, 1914, being Messrs. Forman, Fitzgerald of Eureka, and Russell. One member is in favor of submitting it at the school election in April, 1914, being Mr. Williams. Two members are against submitting it to any election prior to the next general election, being Messrs. Haight and Gardiner. Mr. Lozano was absent.

Also, Assembly Bill No. 298, and recommend that it do pass after being amended as follows: After the words "which inventory shall be," in the seventh line of section 1 of the original bill, insert the words "sworn to and."

Also, Assembly Bill No. 282, and reports the same with a recommendation that a substitute therefor, hereto attached, do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Federal Relations has had Assembly Joint and Concurrent Resolution No. 11 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. C. GRIMES, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Joint and Concurrent Resolution No. 14 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 117, and recommends that it do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

The Elko, Clark and Lincoln Delegations have had Assembly Bill No. 187 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass, after having been amended in accordance with the proposed typewritten amendments hereto attached: On page 2 of the printed bill, in line 18 of section 6, after the word "districts" insert the words "except the Second Judicial District." On page 2 of the printed bill, in line 22 of section 1, after the word "law" strike out the period and insert a comma in lieu thereof, and add the words "and for said Second Judicial District two Judges shall be thus and then elected." On page 2 of the printed bill, in line 7 of section 2, strike out the words "five thousand" and insert in lieu thereof the words "four thousand five hundred." On page 2 of the printed bill, in line 8 of section 2, strike out the word "five" and insert in lieu thereof the word "six."

PETER BUOL, *Chairman.*

*Mr. Speaker:*

The Washoe Delegation has had Assembly Bill No. 230 under consideration, and begs leave to report favorably on the same, with the recommendation that it



do pass after being amended as follows: Strike out the word "Coroner" in the fourth line of section 1 of said original bill and insert after the word "performed," in line 8 thereof, the following: "Such fees as are now or hereafter may be allowed by law to Coroners for services performed by him as ex officio Coroner." Amend section 2 thereof by inserting after the word "assistant" the words "or assistants." Amend section 3 thereof by striking out of lines 2 and 3 the following words: "And ex officio Coroner."

A. W. HOLMES, *Chairman*.

Amendments adopted.

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 300 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 260, and reports favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman*.

*Mr. Speaker:*

Your Committee on Labor has had Assembly Bill No. 305 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman*.

*Mr. Speaker:*

The Lyon and Churchill Delegations have had Assembly Bill No. 172 under consideration, and beg leave to report a substitute therefor, and recommend that the substitute be adopted.

J. W. FERGUSON,  
W. C. GRIMES,  
GEO. FRIEDHOFF,  
J. I. WILSON.

*Mr. Speaker:*

Your Committee on Public Morals has had Assembly Bill No. 262 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. M. PRESTON, *Chairman*.

*Mr. Speaker:*

Your Committee on Internal Improvements has had Assembly Bill No. 313 under consideration, and begs leave to report on the same, with the recommendation that it be referred to the Committee on Ways and Means.

R. H. BARNES, *Chairman*.

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bill No. 40 with the engrossed copy thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman*.

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 139, 138, and 148, and Assembly Substitute for Senate Substitute for Assembly Bill No. 8, with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman*.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 140, which passed the Senate by the following vote: Yeas, 15; nays, none; excused, 7.

Also, Senate Bill No. 142, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Senate Bill No. 138, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

SOL HILP,  
*Assistant Secretary of the Senate.*

## MOTIONS AND RESOLUTIONS

Mr. Harrington moved, duly seconded, that Senate Bill No. 54 be taken from the table.

Motion lost.

Mr. Forman moved, duly seconded, that the House reconsider the vote on Assembly Bill No. 156.

Carried.

On motion of Mr. Forman, duly seconded, Assembly Bill No. 156 was placed at bottom of the file.

By Mr. Bachenberg:

*Resolved*, That the State Printer is hereby directed to print as soon as possible fifteen hundred copies of the transcript of the evidence taken before the General Investigating Committee.

*Resolved, further*, That the State Printer be authorized to correct evident grammatical errors, and to print transcript in the most convenient form.

*Resolved, further*, That in case such transcript cannot be completed before the adjournment of the Legislature, the State Printer is hereby directed to mail five copies of said transcript to each member of the Legislature and to deposit the remainder with the Secretary of State, State Controller, and Governor equally, such copies to be supplied the public on demand.

Resolution adopted.

## INTRODUCTION AND FIRST READING

Senate Bill No. 142.

No objection, referred to Committee on Education.

Senate Bill No. 140.

No objection, referred to Committee on Roads and Highways.

Senate Bill No. 130.

No objection, referred to Committee on Corporations and Railroads.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 230.

On motion of Mr. Wright, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Preston, duly seconded, report of committee with amendment was adopted.

Roll-call on Assembly Bill No. 230, as amended:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent—Mr. Adams.

Assembly Bill No. 309.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 309 was referred to Committee of the Whole.

Assembly Bill No. 268.

On motion of Mr. Schoer, duly seconded, the rules were suspended,



bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Hunter, Kearns, Kelliher, Lozano, and McCarthy—7.

Assembly Joint and Concurrent Resolution No. 13.

On motion of Mr. Russell, duly seconded, the rules were suspended, resolution considered engrossed, and placed on third reading and final passage.

On motion of Mr. Swezy, duly seconded, the resolution was laid on the table.

Assembly Bill No. 293.

On motion of Mr. Wright, duly seconded, Assembly Bill No. 293 was rereferred to Committee on Judiciary.

Assembly Bill No. 256.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Kelliher, duly seconded, Assembly Bill No. 256 was placed at bottom of the file.

Assembly Bill No. 257.

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 257 was placed at bottom of the file.

On motion of Mr. Fitzgerald, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Adams, Cole, Lozano, and McBride, who were excused.

Roll-call of attachés.

All present.

On motion of Mr. Forman, duly seconded, the Committee on Counties and County Boundaries was allowed one day longer on Assembly Bill No. 189.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Counties and County Boundaries, has had Assembly Bill No. 307 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE FRIEDHOFF, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 85, 119, and 166 with the engrossed copies, finds the same correctly enrolled and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

MESSAGES FROM THE GOVERNOR

CARSON CITY, March 13, 1913.

*To the Honorable the Senate and the Assembly:*

I am herewith transmitting to your honorable bodies copy of communication received from Hon. M. C. Riley, Secretary-Treasurer of the Governors' Conference:

GOVERNOR TASKER L. ODDIE, *Carson City, Nevada.*

MY DEAR GOVERNOR ODDIE: As directed by the Conference, I have the honor of transmitting to you the following resolution adopted by the Conference in Executive Session at Richmond, Wednesday evening, December 4:

"That each State be assessed one hundred and fifty dollars to defray the expenses of the Governors' Conference for the year 1912."

This assessment, you will recall, is to cover expenses already incurred to pay off existing indebtedness. The Executive Committee will highly appreciate your cooperation in this matter of financing the Conference. Checks or drafts may be made payable to the Secretary-Treasurer.

Very respectfully yours,

M. C. RILEY, *Secretary-Treasurer.*

I respectfully recommend to your honorable bodies that an appropriation be made to cover the amount specified in the above communication, also that an additional appropriation of three hundred dollars be made to cover Nevada's portion of the expenses that will be incurred for the holding of the Conference during the years 1913 and 1914, a total of four hundred and fifty dollars for three years.

Very respectfully,

TASKER L. ODDIE, *Governor.*

On motion of Mr. Schoer, message sent to Committee on Ways and Means.

On motion of Mr. Kelliher, duly seconded, Assembly Bill No. 313 was referred to Committee on Ways and Means.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 240 was referred to Committee of the Whole.

Assembly Bill No. 304.

On motion of Mr. Oliver, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Cole, Davis of Nye, Gardiner, Haight, Kearns, Liddell, Lozano, McBride, and Wright—12.

Assembly Bill No. 303.

On motion of Mr. Lee, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Harris,



Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Cole, Haight, Kearns, Lozano, McBride, and Swezy—8.

Assembly Bill No. 308.

On motion of Mr. Baird, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Harris moved to amend section 3, line 5: Strike out "November;" and insert the word "October;" and strike out the word "October" and insert the word "September."

Amendment lost.

The Sergeant-at-Arms announced a message from the Senate.

Messrs. Haight and Cole were marked present.

Roll-call on Assembly Bill No. 308 (Mr. Harris changing his vote from yea to nay):

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—45.

NAYS—Mr. Harris and Mr. Speaker—2.

Absent—Messrs. Adams, Bachenberg, Lozano, McBride, Preston, and Sullivan—6.

Mr. Swezy gave notice of a reconsideration of Assembly Bill No. 308 on the next Legislative day.

On motion of Mr. Forman, duly seconded, Assembly Bill No. 285 was rereferred to Committee on Judiciary.

Assembly Bill No. 275.

On motion of Mr. Lee, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, and Lozano—3.

Assembly Bill No. 242.

On motion of Mr. Wilson, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell,

Mighels, McCarthy, Oliver, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Cole, Forman, Haight, Harris, Lozano, McBride, Preston, Price, Swezy, and Wilson—12.

Assembly Bill No. 250.

On motion of Mr. Wright, duly seconded, Assembly Bill No. 250 was laid on the table.

Assembly Bill No. 246.

On motion of Mr. Harrington, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Swezy moved, duly seconded, that Assembly Bill No. 246 be laid on the table.

Motion lost.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 246 was placed at the bottom of the file.

Assembly Joint and Concurrent Resolution No. 12.

On motion of Mr. Mighels, duly seconded, the rules were suspended, resolution considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—46.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Forman, Lozano, McBride, Preston, and Wilson—7.

Senate Bill No. 236 read third time, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Cole, Forman, Harrington, Kinghorn, Liddell, Lozano, McBride, Preston, and Swezy—11.

Assembly Bill No. 243.

On motion of Mr. Wilson, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and lost by the following vote:

YEAS—Messrs. Cole, Davis of Humboldt, Davis of Nye, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Hummel, Hunter, Hussman, Kearns, Kelliher, Mighels, McCarthy, Price, Sullivan, Todd, Wilson, and Winslow—20.

NAYS—Messrs. Baird, Barnes, Buol, Ferguson, Fernald, Fitzgerald of Elko, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Kinghorn, LaPoint, Lee, Liddell, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Tranter, Welshons, Williams, Wright, and Mr. Speaker—28.

Absent—Messrs. Adams, Bachenberg, Lozano, and Swezy—4.

Not voting—Mr. Harrington.

Assembly Bill No. 255.

On motion of Mr. Friedhoff of Washoe, duly seconded, the rules were



suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Friedhoff of Washoe, moved to amend section 9, line 4: Strike out the words "the capital" and insert the word "Reno" in lieu thereof.

Carried.

Roll-call on Assembly Bill No. 255, as amended:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wright, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Harris, Kelliher, Kinghorn, Lozano, McBride, Wilson, and Winslow—9.

Assembly Bill No. 239.

On motion of Mr. Wright, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Ferguson, Fernald, Forman, Friedhoff of Washoe, Gardiner, Grimes, Haight, Hash, Holmes, Hunter, Hussman, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, and Wright—28.

NAYS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Friedhoff of Lyon, Goodman, Harrington, Harris, Hummel, Kearns, Kelliher, Preston, and Wilson—16.

Absent—Messrs. Adams, Bachenberg, Fitzgerald of Elko, Lozano, McBride, Williams, Winslow, and Mr. Speaker—8.

Not voting—Mr. Fitzgerald of Eureka.

Assembly Bill No. 311.

On motion of Mr. Davis of Humboldt, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Lee, duly seconded, Assembly Bill No. 311 was indefinitely postponed.

Mr. Adams recorded present.

Senate Bill No. 122.

Mr. Baird moved to amend section 3, line 6: After the word "post," insert the words "for a period of at least thirty days."

Carried.

Roll-call on Senate Bill No. 122, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, Lee, Liddell, McBride, McCarthy, Oliver, Preston, Price, Todd, Tranter, Williams, Winslow, and Wright—37.

NAYS—Messrs. Buol, Harris, LaPoint, Reynolds, Russell, Schoer, Swezy, Welshons, and Wilson—9.

Absent—Messrs. Bachenberg, Harrington, Hunter, Lozano, Mighels, Sullivan, and Mr. Speaker—7.

Senate Bill No. 67.

Mr. Swezy moved, duly seconded, that rules be suspended, and bill placed on third reading and final passage.

Carried.

Mr. Preston moved, duly seconded, to amend section 8, line 36, page 6 of printed bill: After the word "delivery," insert "to any resident or person in this State."

Carried.

Mr. Kinghorn moved, duly seconded, to add to section 8, at the end of said section, the words "or to the sale of strychnine or other poisons for the purpose of destroying noxious wild animals."

Carried.

Roll-call on Senate Bill No. 67, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—48.

NAYS—Mr. Russell.

Absent—Messrs. Bachenberg, Kelliher, Lozano, and Mr. Speaker—4.

Substitute for Senate Bill No. 65 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—50.

Absent—Mr. Bachenberg and Mr. Speaker—2.

Not voting—Mr. Fitzgerald of Eureka.

Senate Bill No. 141 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Tranter, Williams, and Winslow—38.

NAYS—None.

Absent—Messrs. Bachenberg, Ferguson, Fernald, Fitzgerald of Elko, Kelliher, Kearns, Lozano, McCarthy, Oliver, Russell, Todd, Welshons, Wilson, Wright, and Mr. Speaker—15.

Substitute for Senate Bill No. 100 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Welshons, Williams, Winslow, and Wright—42.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Fitzgerald of Elko, Harris, Kinghorn, Lee, Lozano, Schoer, Tranter, Wilson, and Mr. Speaker—11.

Senate Bill No. 112 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Liddell,



Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Welshons, Williams, Winslow, and Wright—44.

NAYS—None.

Absent—Messrs. Bachenberg, Harrington, Harris, Kinghorn, Lee, Lozano, Tranter, Wilson, and Mr. Speaker—9.

On motion of Mr. Adams, duly seconded, Senate Bill No. 79 was taken up out of order.

Mr. Hash moved, duly seconded, that the House go into Committee of the Whole to consider such matters as might come before it.

Motion lost.

Roll-call on Senate Bill No. 79, lost by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Forman, Friedhoff of Lyon, Gardiner, Goodman, Holmes, Kinghorn, LaPoint, Liddell, McCarthy, Preston, Tranter, Williams, and Wright—19.

NAYS—Messrs. Adams, Buol, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Grimes, Haight, Harrington, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Mighels, McBride, Oliver, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Welshons, Wilson, and Winslow—30.

Absent—Messrs. Bachenberg, Lee, Lozano, and Mr. Speaker—4.

On motion of Mr. Harrington, duly seconded, the House adjourned until 10 a. m., March 14, 1913.

House adjourned at 5:05 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

THE FIFTY-FOURTH DAY

CARSON CITY (Friday), March 14, 1913.

House called to order at 10 a. m.

Speaker pro tem in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

On motion of Mr. Haight, duly seconded, the Journal was considered read and approved.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Storey Delegation has had Assembly Bill No. 259 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways has had Assembly Bills Nos. 302, 273, and Senate Joint and Concurrent Resolution No. 8 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

J. B. FITZGERALD, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Lands has had Assembly Bill No. 264 under consideration, and begs leave to report the same without recommendation.

GEO. H. BACHENBERG, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions has had Assembly Bill No. 265 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRANK WILLIAMS, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 121, 161, and 101 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Assembly Bill No. 201 begs leave to report same without recommendation.

J. I. WILSON, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Morals has had Senate Bills Nos. 81 and 96 under consideration, and begs leave to report without recommendation, and recommends that they be referred to Committee on Trade and Manufactures.

Also, Assembly Bill No. 251, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No 252, and recommends that it do pass.

Also, Assembly Bill No. 274, and report same without recommendation.

R. M. PRESTON, *Chairman.*



## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor to return herewith to your honorable body, Substitute for Assembly Bill No. 67, which passed the Senate by the following vote, as amended: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 185, which passed the Senate by the following vote: Yeas, 12; nays, 7; excused, 3.

Also, Senate Bill No. 123, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Bill No. 210, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 133, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 194, which passed the Senate by the following vote: Yeas, 19; nays, none; excused 3.

Also, Assembly Bill No. 151, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Substitute for Assembly Bill No. 127, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 154, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 101, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 150, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 146, which passed the Senate by the following vote: Yeas, 14; nays, 7; excused, 1.

Also, Senate Bill No. 153, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 152, which passed the Senate by the following vote: Yeas, 12; nays, 9; excused, 1.

Also, Senate Bill No. 143, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 138, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Substitute for Senate Bill No. 95, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 24 and substitute, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

SOL HILL,  
*Assistant Secretary of the Senate.*

On motion of Mr. Mighels, duly seconded, the House concurred in Senate amendments to Substitute for Assembly Bill No. 67.

## MESSAGES FROM THE GOVERNOR

CARSON CITY, March 13, 1913.

*To the Honorable the Senate and the Assembly:*

The attention of your honorable bodies is called to the fact that during the present year the United States battleship "Nevada," of the Dreadnaught class, and one of the largest battleships in the American Navy, will be launched from the Fore River shipyards.

It has been the custom for every State, after which a battleship is named, to present the battleship with a silver service, and the fact that Nevada is a great mining State makes it particularly pertinent that such a presentation should not be omitted. I believe that the producing gold and silver mines of the State would be agreeable to contributing the precious metals required for such service in order that the same can be made from Nevada gold and silver. I believe further that the people of the State generally will be glad to contribute, by popular subscription, towards making up a fund sufficient for a suitable service. At the same time I am of the opinion that the State should make an appropriation to supplement such contributions, in order to insure a suitable service. It might be that

no part of such appropriation would be required, but I deem it advisable that a fund should be available in the event that the cost of the service cannot be covered by subscription as aforesaid.

TASKER L. ODDIE, *Governor.*

#### MOTIONS AND RESOLUTIONS

Mr. Hash moved, duly seconded, that Senate Bill No. 79 be reconsidered.

Motion lost.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 64 was taken from the table and sent to the Judiciary Committee.

#### SECOND READING AND REFERENCE

Senate Substitute for Senate Bill No. 127.

No objection, referred to Washoe Delegation.

Substitute for Senate Bill No. 24.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 154.

No objection, referred to Elko Delegation.

Senate Bill No. 101.

No objection, referred to Committee on Irrigation.

Senate Bill No. 150.

No objection, referred to Eureka Delegation.

Senate Bill No. 146.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 153.

No objection, referred to Elko Delegation.

Senate Bill No. 152.

No objection, referred to Committee on Corporations and Railroads.

Senate Bill No. 147.

No objection, referred to Committee on Judiciary.

Senate Bill No. 143.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 138.

No objection, referred to Committee on Ways and Means.

Substitute for Senate Bill No. 95.

No objection, referred to Committee on Ways and Means.

Mr. Kelliher announced that the people of Tonopah would furnish the silver for the plate for the battleship Nevada.

On motion of Mr. Welshons, duly seconded, the House resolved itself into Committee of the Whole to consider such matters as might come before it.

House in Committee of the Whole at 10:35 a. m.

Mr. Barnes in the chair.

Committee of the Whole arose at 11 a. m.

#### HOUSE IN SESSION

Speaker pro tem. in the chair.



## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly and Senate bills under consideration, and begs leave to report on the same, with the recommendation that Assembly Bill No. 164 do pass, Senate Bill No. 57 do pass, Senate Bill No. 66 do pass, Senate Bill No. 47 be laid on the table, Assembly Bill No. 267 do pass, Assembly Bill No. 193 do pass, Senate Bill No. 52 do pass, Assembly Bill No. 214 do pass, Assembly Bill No. 181 do pass, Senate Bill No. 106 do pass, Senate Bill 105 do pass, Senate Bill 115 do pass, as amended: SECTION 1. The sum of fifty dollars is hereby appropriated out of the Legislative Fund of the Twenty-sixth Session of the Nevada Legislature, of which sixteen and two-thirds dollars is to be paid to M. Farrell, porter of the Senate, and sixteen and two-thirds dollars each to Richard Savage and Michael Horan porters of the Assembly, for cleaning and putting in order the Legislative Chambers, after the adjournment of said Twenty-sixth Session.

Also, that Assembly Bill No. 191 do pass, Assembly Bill No. 266 do pass, Assembly Bill No. 309 do pass, Assembly Bill No. 284 do pass, and report Assembly Bill No. 313 and Assembly Bill No. 240 without recommendation.

R. H. BARNES, *Chairman.*

Report adopted.

## GENERAL FILE AND THIRD READING

On motion of Mr. McCarthy, duly seconded, Assembly Rule 58 was suspended.

Assembly Bill No. 164.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Tranter, Wilson, and Winslow—37.

NAYS—Messrs. Gardiner, Hash, Lozano, and Wright—4.

Absent—Messrs. Bachenberg, Forman, Friedhoff of Lyon, Lee, Liddell, Russell, Schoer, Swezy, Todd, Welshons, Williams, and Mr. Speaker—12.

Senate Bill No. 57 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lozano, Mighels, McBride, McCarthy, Preston, Price, Russell, Schoer, Todd, Tranter, Welshons, Williams, Wilson, and Wright—43.

NAYS—None.

Absent—Messrs. Bachenberg, Forman, Lee, Liddell, Oliver, Sullivan, Swezy, Winslow, and Mr. Speaker—9.

Not voting—Mr. Reynolds.

Senate Bill No. 66 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Winslow, and Wright—47.

NAYS—None.

Absent—Messrs. Forman, Friedhoff of Washoe, Liddell, Sullivan, Wilson, and Mr. Speaker—6.

Mr. Liddell recorded present.

Senate Bill No. 47.

On motion of Mr. Mighels, duly seconded, Assembly Substitute for Senate Bill No. 47 was adopted, and referred to Committee of the Whole.

Assembly Bill No. 284.

On motion of Mr. Harris, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Russell moved, duly seconded, to amend: In section 1, line 2, strike out the word "Nevada" and in section 1, line 8, strike out the words "The Nevada," and insert the article "a" in lieu thereof; in section 2, line 1, strike out the word "Nevada"; in section 2, line 4, strike out the word "the" and insert the article "a" in lieu thereof; in section 3, lines 3 and 4, strike out the words "the Nevada" and insert in lieu thereof the word "said"; in section 4, line 2, strike out the words "The Nevada" and insert in lieu thereof the word "said"; in section 4, line 5, strike out the words "the Nevada" and insert in lieu thereof the word "said"; in section 4, line 8, strike out the word "Nevada" and insert in lieu thereof the word "said"; in section 4, line 11, strike out the word "Nevada"; in section 7, line 3, strike out the word "Nevada" and insert in lieu thereof the word "said."

Carried.

Mr. Fitzgerald of Eureka moved, duly seconded, that the date of approval of the Act be inserted in Assembly Bill No. 284 by the Clerk.

Carried.

Roll-call on Assembly Bill 284, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—43.

NAYS—Mr. Lee.

Absent—Messrs. Cole, Davis of Nye, Forman, Kearns, Kinghorn, Lozano, Sullivan, Todd, and Mr. Speaker—9.

Mr. Swezy marked present.

Mr. Russell moved, duly seconded, to amend the title by striking out the word "the" and inserting the article "a" in lieu thereof before the word "Nevada."

Carried.

Assembly Bill No. 267.

No objection, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver,



Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—50.

NAYS—None.

Absent—Messrs. Bachenberg, McBride, and Mr. Speaker—3.

Assembly Bill No. 193.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Williams, Wilson, and Wright—46.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Forman, Friedhoff of Lyon, Sullivan, Winslow, and Mr. Speaker—7.

Senate Bill No. 52 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—45.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Forman, Friedhoff of Lyon, Kinghorn, Preston, Price, and Mr. Speaker—8.

On motion of Mr. Holmes, duly seconded, Assembly Bill No. 214 was made a special order for 2:30 p. m., March 14, 1913.

Assembly Bill No. 188.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—40.

NAYS—Messrs. Davis of Humboldt, Goodman, Haight, Harrington, and Harris—5.

Absent—Messrs. Bachenberg, Forman, Friedhoff of Lyon, Gardiner, Kinghorn, Liddell, Winslow, and Mr. Speaker—8.

On motion of Mr. Haight, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

## HOUSE IN SESSION .

At 2. p. m.

Speaker pro tem. in the chair.

Roll-call of members.

All present except Mr. Swezy and Mr. Speaker, excused.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully

compared Senate and Assembly Joint Substitute for Assembly Bill No. 67 with the engrossed copy thereof, and finds the same carefully engrossed, as amended.

Also, Assembly Bills Nos. 158, 223, 238, 203, 217, 205, 228, and 230 with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman*.

*Mr. Speaker:*

The Clark Delegation has had Assembly Bill No. 269 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRANK WILLIAMS, *Chairman*.

*Mr. Speaker:*

The Washoe Delegation has had Assembly Bills Nos. 277, 280, 290, and 293 under consideration, and begs leave to report favorably on the same, with the recommendation that each of them do pass.

Also, Assembly Bill No. 278, and begs leave to submit a substitute therefor and report favorably on the same, with the recommendation that it do pass.

A. W. HOLMES, *Chairman*.

*Mr. Speaker:*

Your Committee on Public Printing has had Assembly Bill No. 254 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: In section 2 strike out the words "monthly bulletin of the State Weather Service"

W. P. HARRINGTON, *Chairman*.

*Mr. Speaker:*

Your Committee on Taxation and Revenue has had Senate Bill No. 58 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendments: In line 14, section 115, strike out the word and figure "five (5)" and insert the word and figures "twenty (20)" in lieu thereof; in line 15, section 115, strike out the word and figures "ten (10)" and insert word and figures "forty (40)" in lieu thereof; in line 17, section 115, strike the the word and figures "forty (40)" and insert the words and figures "seventy-five (75)" in lieu thereof; in line 31, section 115, after the word "shop" insert "or money loan office"

W. T. OLIVER, *Chairman*.

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Ferguson, duly seconded, Senate Bill No. 123 was referred to Committee on Claims instead of Ways and Means.

On motion of Mr. Baird, duly seconded, Senate Bills Nos. 81 and 96 were referred to Committee on State Institutions.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 240 was made a special order to follow the special order on Assembly Bill No. 214.

#### INTRODUCTION AND FIRST READING

By Mr. Kelliher:

Assembly Joint and Concurrent Resolution No. 15.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Nye Delegation.

On motion of Mr. Kelliher, duly seconded, Assembly Rule No. 58 was temporarily suspended.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 106 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka,



Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—47.

NAYS—None.

Absent—Messrs. Bachenberg, McBride, Preston, Sullivan, Swezy, and Mr. Speaker—6.

Senate Bill No. 105 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Todd, Tranter, Welshons, Winslow, and Wright—46.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Sullivan, Swezy, Williams, Wilson, and Mr. Speaker—7.

Senate Bill No. 115, as amended, read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, and Wright—42.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Cole, Liddell, McBride, Preston, Price, Russell, Swezy, Wilson, and Mr. Speaker—11.

Mr. Lozano moved, duly seconded, to amend the title by inserting after the word "Savage" the words "and Michael Horan," and add "s" to the word "Porter."

Carried.

#### SPECIAL ORDER

Assembly Bill No. 214.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—50.

NAYS—None.

Absent—Messrs. McBride, Swezy, and Mr. Speaker—3.

#### SPECIAL ORDER

Assembly Bill No. 240.

On motion of Mr. Harrington, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and was lost by the following vote (Mr. Harrington changing his vote from yea to nay):

YEAS—Messrs. Baird, Barnes, Buol, Davis of Nye, Ferguson, Friedhoff of Lyon, Goodman, Haight, Hummel, Hunter, Hussman, Kearns, Mighels, McBride, McCarthy, Oliver, Reynolds, Russell, Todd, Tranter, Wilson, and Winslow—22.

NAYS—Messrs. Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Grimes, Harrington, Hash, Holmes, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Price, Schoer, Sullivan, Welshons, Williams, and Wright—24.

Absent—Messrs. Adams, Bachenberg, Harris, Liddell, Preston, Swezy, and Mr. Speaker—7.

Mr. Harrington gave notice that on the next Legislative day he would move a reconsideration of the vote whereby Assembly Bill No. 240 was lost.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 283 under consideration, and begs leave to report the same with the recommendation that a substitute bill therefor, hereto attached, do pass.

WM. FORMAN, *Chairman.*

MOTIONS AND RESOLUTIONS

By Mr. Kinghorn:

The vote by which the Journal of March 10 was approved is hereby rescinded and the Chief Clerk is directed to cause the following corrections to be made in the original roll-call on Assembly Bill No. 168 and in the Journal of that day, so as to show the following-named members voted in the following manner on that bill: Messrs. Price, Tranter, Mighels, Reynolds, and Kinghorn voted yea. Messrs. LaPoint, Todd, McBride, and Russell, nay; and that Mr. Welshons was absent.

Resolution adopted.

GENERAL FILE AND THIRD READING

Assembly Bill No. 191.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, and Wright—45.

NAYS—None.

Absent—Messrs. Bachenberg, Haight, Harrington, Harris, McBride, Swezy, Winslow, and Mr. Speaker—8.

Assembly Bill No. 266.

On motion of Mr. Mighels, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Goodman, Grimes, Harrington, Hash, Hummel, Hunter, Hussman, Kelliher, Kinghorn, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, and Wilson—35.

NAYS—Messrs. Adams, Baird, Davis of Humboldt, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Haight, Holmes, LaPoint, Schoer, and Wright—11.

Absent—Messrs. Bachenberg, Harris, Kearns, McBride, Swezy, Winslow, and Mr. Speaker—7.

MOTIONS AND RESOLUTIONS

Mr. Russell moved, duly seconded, that the Journal of March 10, 1913, be considered read and approved as corrected.

Carried.



Mr. Cole moved, duly seconded, that the Chief Clerk be directed to immediately request from the Senate the return of Assembly Bill No. 168 for correction of history.

Carried.

By Mr. McBride:

Assembly Resolution, relative to Nell Juanita Lozano, officially so named by the Assembly of the State of Nevada.

WHEREAS, The Assembly of the State of Nevada possesses certain rights and privileges which are ultra-constitutional and are inherent and of origin in time whereof the memory of man runneth not to the contrary, to wit: The right and privilege to establish, fix and determine the name which shall be borne by, and by which shall be christened, any supplementary member of the family of any member of said Assembly, who shall be born during the session of the Legislature without previous notice to the House; and

WHEREAS, A precedent having been established by the Senate at the Twenty-fourth Session of said Legislature, and which said precedent is of such form, force and validity as to permit of no evasion on the part of any member, without being in contempt of the honor, dignity and prerogatives of the Assembly of the State of Nevada; now,

Therefore, it appearing to the satisfaction of the Committee on Investigation that Honorable Lozano, member of the said Assembly from the county of Washoe, State of Nevada, without previous notice to this Assembly, and contrary to all precedents in such cases made and provided, and during the session of the Legislature of the State of Nevada, to wit, on the 13th day of the third month of the year of grace, 1913, came into possession of and acquired a supplementary member of his family; the same being acknowledged and admitted by said Honorable J. Lozano before said Committee on Investigation, as of exceeding grace, beauty and vocal accomplishments, and of the variety hereafter to be known as suffragette; now, therefore,

*Resolved by the Assembly of the State of Nevada*, That said supplementary member of the family of the said Honorable J. Lozano so described as of exceeding grace, beauty and vocal accomplishments and of the variety hereafter to be known as a suffragette be and is hereby named, and directed to be christened, and to bear the name hereafter of Nell Juanita Lozano.

*Resolved, further*, That the Assembly of the State of Nevada extends its congratulations and felicitations to the said Nell Juanita Lozano and in the choice of her said parents, namely Honorable J. Lozano and Lettie Grace Lozano, and hereby wishes that she may grow in health and loveliness and become the pride and joy of her parents and that the House of Lozano live long and prosper.

Resolution unanimously adopted.

Mr. McBride moved, duly seconded, that a copy be sent to Hon. Mr. Lozano and family signed by the Speaker and Chief Clerk of the Assembly, and one hundred copies be printed.

Carried.

Resolution by Mr. Kinghorn:

Mr. McBride is hereby appointed a committee of one to levy and collect the sum of fifty cents from each member of the Assembly for the purpose of procuring a suitable token for the use and benefit of Nell Juanita Lozano, and the said Nell Juanita Lozano is hereby warned to avoid the errors and mistakes of her distinguished father, and to remain content in the peace and tranquility of private life.

Resolution adopted.

Mr. Swezy marked present.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 309.

No objection, the rules were suspended, bill considered engrossed,

placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—50.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, and Mr. Speaker—3.

Assembly Bill No. 313.

No objection, placed at the bottom of the file.

Senate Bill No. 121, read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, and Wright—44.

NAYS—Mr. Davis of Nye.

Absent—Messrs. Bachenberg, Cole, Grimes, Kelliher, McCarthy, Schoer, Winslow, and Mr. Speaker—8.

Senate Bill No. 76 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, and Winslow—43.

NAYS—Messrs. Davis of Humboldt, Grimes, LaPoint, and Wright—4.

Absent—Messrs. Bachenberg, Cole, Holmes, Schoer, Liddell, and Mr. Speaker—6.

On motion of Mr. Hummel, duly seconded, Assembly Bill No. 198 was taken up out of order.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Wright, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bills Nos. 198 and 200, and also to hear the Superintendent of Public Instruction.

House in Committee of the Whole at 4 p. m., Mr. Goodman in the chair.

Committee arose at 5 p. m.

## HOUSE IN SESSION

Speaker pro tem. in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bills Nos. 198 and 200 under consideration, and begs leave to report unfavorably on the same, with the recommendation that they do not pass.

WM. GOODMAN, *Chairman.*

Report adopted.



On motion of Mr. Cole, duly seconded, the House took up messages from the Senate.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor to inform your honorable body Substitute for Senate Bill No. 41, as amended in the Assembly, has been concurred in by the Senate.

Also, to return Assembly Bill No. 173, which passed the Senate this day by the following vote: Yeas, 18; nays, none; excused, 4.

Also, to transmit Substitute for Senate Bill No. 13, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, to return Assembly Bill No. 174, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Assembly Substitute for Assembly Bill No. 62, which passed the Senate, as amended, by the following vote: Yeas, 16; nays, none; excused, 5; not voting, 1.

Also, to transmit Senate Joint and Concurrent Resolution No. 11, relating to the proposed Granite Mountain Game Preserve, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 171, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Senate Bill No. 156, which passed the Senate by the following vote: Yeas, 17; nays, 1; excused, 4.

Also, to return Assembly Bill No. 221, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, to transmit Senate Bill No. 86, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Senate Bill No. 135, which passed the Senate by the following vote: Yeas, 16; nays, 4; excused, 2.

SOL HILP,  
*Assistant Secretary of the Senate.*

#### MESSAGES FROM THE GOVERNOR

*To the Honorable the Senate and the Assembly:*

I beg to advise you that I have received from your honorable bodies since my message of the 3rd instant, and up to date, the following enrolled bills, and the same have been approved and transmitted to the Secretary of State:

Senate Bills Nos. 3, 9, 28, 39, 44, 59, 61, 62, 64, 70, 72, 77, 78, 82, 83, 84, 85, 88, 104, 109, 114, 124, and 126.

Senate Resolution No. 2.

Substitute for Senate Bills Nos. 49 and 48.

Assembly Bills Nos. 123, 113, 131, 56, 97, 51, 53, 153, 150, 137, 120, 82, 190, 50, 47, 167, 15, 22, 86, 79, 115, 139, 138, 148, 85, 166, 119, 144, 141, 134, 161, and 101.

Substitute for Assembly Bills Nos. 8 and 88.

The following bills have not as yet been acted upon: Assembly Bill No. 121, Senate Bills Nos. 34, 36, and 97, and Substitute for Senate Bill No. 37.

Very respectfully,

TASKER L. ODDIE, *Governor.*

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

As a member of your Committee on Judiciary, which committee has had Assembly Bill No. 296 under consideration, I beg to submit, as a minority report thereon, the recommendation that a substitute bill therefor, hereto attached, do pass.

FRANK WILLIAMS, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 4, 74, 116, 126, 132, and 231, and Assembly Joint and Concurrent Resolution No. 8 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

## SECOND READING AND REFERENCE

Substitute for Senate Bill No. 13.

No objection, referred to Committee on Labor.

Senate Joint and Concurrent Resolution No. 11.

No objection, referred to Committee on Fish and Game.

Senate Bill No. 171.

No objection, referred to Committee on Judiciary.

Senate Bill No. 176.

No objection, referred to Committee on Taxation and Revenue.

Senate Bill No. 86.

No objection, referred to Committee on Ways and Means.

Substitute for Senate Bill No. 135.

No objection, referred to Committee on Ways and Means.

## INTRODUCTION AND FIRST READING

By Ways and Means Committee:

Assembly Bill No. 318—An Act to amend section 7 of an Act entitled "An Act providing for a state loan and the refunding of the outstanding indebtedness of the State," approved March 15, 1913.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

On motion of Mr. Welshons, duly seconded, the House adjourned until 10 a. m., March 15, 1913.

House adjourned at 5:20 p. m.

Approved:

W. M. GARDINER,

*Speaker pro tem. of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE FIFTY-FIFTH DAY

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CARSON CITY (Saturday), March 15, 1913.

House called to order at 10 a. m.

Speaker pro tem. in the chair.

Roll-call of members.

All present except Mr. Speaker, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Father Gartland.

On motion of Mr. Friedhoff of Lyon, duly seconded, the Journal was considered read and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Judiciary Committee has received the report of the Special Committee on the investigation of the affairs of the State Bank and Trust Company. We have conferred with members of that committee and we find, upon our investigation, that the facts set forth in that report are not only true in every detail but we have reason to believe, from our own investigations and information, that they are only the beginning of the whole truth.

We believe that the State of Nevada owes to itself and to its citizens who are depositors and creditors of the State Bank and Trust Company a full investigation of the affairs of the Receivership of the State Bank and Trust Company, and, upon consultation with the Attorney-General, we believe that there is a remedy.

We therefore recommend that there be appropriated the sum of five thousand dollars, to be expended by the Attorney-General, or under his direction, for the full investigation of the affairs of the State Bank and Trust Company, and the institution and prosecution of such proceedings, civil or criminal, or both, as he may deem advisable, and for such other action as he may deem best, giving to the Attorney-General full power to employ such assistance, by way of counsel and expert accountants, as may be necessary.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Irrigation has had Senate Bill No. 60 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Morals has had Senate Bill No. 137 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

R. M. PRESTON, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 64 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Senate Bill No. 123 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Assembly Bill No. 235 under consideration, and begs leave to report without recommendation.

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Committee on Education has had Senate Bill No. 142 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. G. HUNTER, *Chairman.*

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Ferguson, duly seconded, Senate Bill No. 123 was referred to Committee of the Whole.

On motion of Mr. Ferguson, duly seconded, Senate Bill No. 60 was made a special order for 2:30 p. m., March 17, 1913.

On motion of Mr. Bachenberg, duly seconded, Senate Bill No. 137 was made a special order for 2:30 p. m., March 15, 1913.

On motion of Mr. Harrington, duly seconded, the House reconsidered the vote on Assembly Bill No. 240.

On motion of Mr. Harrington, Assembly Bill No. 240 was made a special order for 2:15 p. m., March 15, 1913.

On motion of Mr. Adams, duly seconded, Assembly Rule No. 58 was temporarily suspended.

#### INTRODUCTION AND FIRST READING

By Committee on Claims:

Assembly Bill No. 306—An Act for the relief of D. P. Randall for expenses incurred in the the transportation of prisoners from Lyon County to the State Prison.

On motion of Mr. Feely, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

By Judiciary Committee:

Assembly Bill No. 319—An Act to provide for an investigation of all matters pertaining to the affairs and receivership of the State Bank and Trust Company, and making an appropriation therefor.

On motion of Mr. Forman, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

#### GENERAL FILE AND THIRD READING

Substitute for A. B. No. 172.

Rules suspended, substitute bill considered engrossed, and placed on third reading and final passage.

Action deferred for time being.

Assembly Bill No. 198.

On motion of Mr. Russell, duly seconded, Assembly Bill No. 198 was laid on the table.

Assembly Bill No. 200.

On motion of Mr. Russell, duly seconded, Assembly Bill No. 200 was laid on the table.



## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to transmit for the consideration of your honorable body Senate Bill No. 147, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

SOL HILF,  
*Assistant Secretary of the Senate.*

## GENERAL FILE AND THIRD READING

Assembly Bill No. 234.

Mr. Buol reported favorably on Assembly Bill No. 234.

On motion of Mr. Williams, duly seconded, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Welshons, Williams, and Winslow—44.

NAYS—None.

Absent—Messrs. Bachenberg, Kelliher, LaPoint, Lee, Swezy, Tranter, Wilson, Wright, and Mr. Speaker—9.

Assembly Bill No. 155.

On motion of Mr. Russell, duly seconded, Assembly Bill No. 155 was referred to Committee of the Whole.

Substitute for Assembly Bill No. 176.

Mr. Lozano moved, duly seconded, the adoption of the substitute.

Carried.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, Oliver, Preston, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, and Wright—40.

NAYS—Mr. Fitzgerald of Eureka.

Absent—Messrs. Bachenberg, Forman, Harris, Liddell, McBride, McCarthy, Price, Schoer, Swezy, Wilson, Winslow, and Mr. Speaker—12.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 105 was taken from the table.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Amendments to Assembly Bill No. 105:

Section 2. Add the following words: "*provided*, that the permanent board of government hereinafter created shall be authorized to provide for the care of delinquent children of either sex properly committed thereto, either at this school, or by sending female delinquents to other institutions of a like kind for females, and are authorized to pay the expense of transportation and maintenance of children sent to such other institutions out of the fund hereinafter created by this Act."

Section 4, line 1. Strike out the word "immediately." Line 11, strike out after the word "Commission" all the rest of the sentence.

Section 9, line 14. Insert after the word "the" the words "not more than," and add thereto the following words: "The board of government is hereby authorized to accept gifts, and in order that the home herein provided for may be prepared as soon as possible, to borrow money at a rate not to exceed six per cent, to be repaid from the fund created by this Act."

Section 13. This Act shall be construed in conformity with the intent as well as the express provisions thereof, and shall confer upon the board authority to do all those lawful acts which it deems necessary to promote the prosperity of the school and the well-being and education of its inmates, including the organization of trade schools, purchase of materials for use therein, and the doing of all other things, not prohibited, which are required to carry out the purposes of this Act. The board is further authorized to pay those committed to said school small weekly or monthly sums in lieu of clothing and other necessary articles, if, in its judgment, such a course would better promote discipline and training; and for this purpose, and also to meet small current and incidental expenses, the said board is hereby authorized to place in the hands of the superintendent of this industrial school, through requisitions approved by the State Board of Examiners and issued and paid by warrants as provided herein, sums of money not to exceed five hundred dollars at any one time; *provided*, that the superintendent shall make a complete financial report each month to the board of trustees of all moneys handled by him.

Section 15. For the fiscal year commencing January 1, 1913, the fiscal year commencing January 1, 1914, an *ad valorem* tax of two cents on each one hundred dollars of taxable property is hereby levied and directed to be collected, for the purposes of this Act, upon all the taxable property in this State, including the net proceeds of mines and mining claims, except such property as is by law exempt from taxation, and all money derived from said taxes shall be paid into the treasury to the credit of the Nevada School of Industry Fund hereby created.

Amendments adopted.

Mr. Cole moved, duly seconded, that in line 14, section 9, after the word "be" and before the words "twenty-four hundred," insert the words "not more than."

Carried.

Roll-call on Assembly Bill No. 105, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Todd, Tranter, Welshons, Williams, Winslow, and Wright—44.

NAYS—None.

Absent—Messrs. Barnes, Haight, Kinghorn, Russell, Schoer, Sullivan, Swezy, Wilson, and Mr. Speaker—9.

Mr. Lozano moved, duly seconded, to amend by striking from the title the word "appropriating," in lines 4 and 5 of same, and inserting in lieu thereof the following words "creating a tax levy to raise."

Carried.



Assembly Bill No. 262.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Ferguson moved, seconded by Mr. Buol, to strike out the word "or" in line 1, section 1; also the words in section 1, line 2, "Serve or give away."

Bill passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Tranter, Welshons, Williams, Winslow, and Wright—45.

NAYS—Mr. Hunter.

Absent—Messrs. McBride, McCarthy, Price, Swezy, Todd, Wilson, and Mr. Speaker—7.

Assembly Bill No. 181.

On motion of Mr. Buol, duly seconded, Assembly Bill No. 181 was placed at bottom of file.

Assembly Bill No. 305.

On motion of Mr. Hash, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Mighels, Oliver, Preston, Price, Reynolds, Schoer, Todd, Tranter, Welshons, Williams, and Winslow—40.

NAYS—Messrs. Baird and Sullivan—2.

Absent—Messrs. Bachenberg, Harris, Kelliher, Kinghorn, McBride, McCarthy, Russell, Swezy, Wilson, Wright, and Mr. Speaker—11.

Assembly Bill No. 260.

On motion of Mr. Holmes, duly seconded, the bill was referred to Committee of the Whole.

Assembly Bill No. 300.

On motion of Mr. Lozano, duly seconded, bill was referred to Committee of the Whole.

Assembly Joint and Concurrent Resolution No. 11.

Mr. LaPoint moved, duly seconded, that Assembly Joint and Concurrent Resolution No. 11 be indefinitely postponed.

Motion lost.

No objection, rules suspended, resolution considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, Liddell, Mighels, Oliver, Price, Russell, Todd, Tranter, Winslow, and Wright—30.

NAYS—Messrs. Fernald, Grimes, Haight, Hash, Holmes, Hussman, LaPoint, Lee, Preston, Reynolds, Sullivan, Welshons, and Williams—13.

Absent—Messrs. Bachenberg, Goodman, Kinghorn, Lozano, McBride, McCarthy, Schoer, Swezy, Wilson, and Mr. Speaker—10.

Senate Bill No. 117 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Mighels, Preston, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, and Winslow—40.

NAYS—Messrs. Oliver and Wright—2.

Absent—Messrs. Bachenberg, Baird, Lozano, McBride, McCarthy, Swezy, Wilson, and Mr. Speaker—8.

Not voting—Messrs. Forman, Kinghorn, and Price—3.

Mr. Cole in the chair.

Assmbly Bill No. 298.

On motion of Mr. Gardiner, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

On motion of Mr. Gardiner, duly seconded, the report of the committee, with amendments, was adopted.

Bill passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Mighels, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, and Wright—43.

NAYS—None.

Absent—Messrs. Bachenberg, Harrington, Kearns, Liddell, Lozano, McBride, McCarthy, Swezy, Wilson, and Mr. Speaker—10.

Assembly Bill No. 296.

Mr. Williams moved, duly seconded, that Substitute for Assembly Bill No. 296 be adopted.

Motion lost.

On motion of Mr. Forman, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Fitzgerald of Elko moved, duly seconded, that Assembly Bill No. 296 be laid on the table.

Motion lost.

Bill passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Oliver, Price, Russell, Todd, Tranter, Welshons, Williams, Winslow, and Wright—35.

NAYS—Messrs. Ferguson, Fernald, Fitzgerald of Elko, Grimes, Haight, Harrington, Hussman, Mighels, Preston, Reynolds, Schoer, and Sullivan—12.

Absent—Messrs. Bachenberg, McBride, McCarthy, Swezy, Wilson, and Mr. Speaker—6.

Substitute for Assembly Bill No. 282.

On motion of Mr. Forman, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Liddell, Lozano, Mighels, Preston, Price, Reynolds, Russel, Schoer, Sullivan, Todd, Tranter, Welshons, and Williams—42.

NAYS—Messrs. Adams, and Oliver—2.



Absent—Messrs. Bachenberg, Lee, McBride, McCarthy, Swezy, Wilson, Winslow, Wright, and Mr. Speaker—9.

On motion of Mr. Kearns, duly seconded, the House recessed until 2 p. m.

House recessed at 12 m.

## HOUSE IN SESSION

At 2 p. m.

Speaker pro tem. in the chair.

Roll-call of members.

All present except Mr. Swezy and Mr. Speaker, excused.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 10, 90, and 135 with the engrossed copies thereof, and finds the same correctly engrossed.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Agriculture has had Assembly Bill No. 271 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 35, 133, and 149, Substitute for Assembly Bill No. 154, Assembly Enrolled Bills Nos. 94, 169, and 195, substitute bills for Assembly Bills Nos. 19 and 42, and Substitute for Resolution No. 7, with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bills Nos. 319, 299, 270, 289, and 147 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Bill No. 56, and recommends that it do pass after having been amended as follows: After the words "any other State," as written with pen and ink in the ninth line of the original bill, insert the words "when such State authorizes the diversion of water from such State for use in Nevada."

Also, Assembly Bills Nos. 312 and 102, and report unfavorably on the same, with the recommendation that they do not pass.

Also, your Committee on Judiciary has carefully considered that part of the report of the Committee of Investigation referring to the matter of Joe Josephs, which was by the Assembly referred to this committee, and begs leave to make the following report:

The facts stated in said report, and the evidence taken on which the said report was based, do, in the opinion of the Judiciary Committee, show that impeachment proceedings should, by the Assembly, be taken against said Joe Josephs to remove him from office. But in view of the fact that there remain only five, and possibly only four more days of this session of the Legislature, your committee refrains from recommending the starting of such impeachment proceedings at this time; because the proceedings could not be completed during these remaining four or five days of the session. The matter is therefore left, without any recommendation on your committee's part, to the judgment and discretion of the Assembly, and to the judgment and discretion of the Governor of Nevada, as to calling an extra session of the Legislature that such proceedings might be taken and carried through.

From the facts stated concerning the matter of Joe Josephs, and the evidence on which it was based, it would seem that crimes and violations of law have been committed by the said Joe Josephs, and by others also. But as to all these mat-

ters your committee, for the reason above stated, to wit, the lack of time, makes no definite suggestion as to what proceedings should be had, leaving these and all to the judgment and discretion of the Assembly and of the Governor of Nevada of the matters mentioned in said report and the further suggestion is made that if the evidence of the Committee of Investigation were brought to the attention of the Grand Jury of Ormsby County, it is not impossible that the said Grand Jury would be able to do something serviceable in the matter.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

A minority of your Committee on Ways and Means has had Substitute for Senate Bill No. 135 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass in its present form, as I consider the amount therein allotted to the Panama-California Exposition excessive and not justified by showing so far made.

JOHN W. WRIGHT.

*Mr. Speaker:*

The Joint Senate and Assembly Committee on Conference upon Substitute for Senate Bill No. 23 has had said bill under consideration, and begs leave to report as follows: We recommend that the Assembly recede from the first and second amendments adopted by the Assembly and not concurred in by the Senate, and that the Senate recede from its refusal to concur in the third and fourth amendments adopted in the Assembly and not concurred in by the Senate, and that the Senate do concur in said third and fourth amendments.

WM. FORMAN,  
A. L. HAIGHT,  
WM. GOODMAN,  
CHAS. LEE HORSEY,  
GEO. BERGMAN,  
MAURICE MACK.

*Mr. Speaker:*

Your Committee on Irrigation has had Senate Bill No. 101 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. A. N. TODD, *Chairman.*

*Mr. Speaker:*

Your Committee on State Prison and Insane Asylum has had Assembly Bill No. 321 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CHAS. FRIEDHOFF, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Substitute for Senate Bill No. 135, Senate Bills No. 138, 146, and 143, and Substitute for Senate Bill No. 24 and Substitute for Senate Bill No. 95 under consideration, and reports favorably on the same, with the recommendation that they do pass.

JOHN J. SCHOER, *Chairman.*

On motion of Mr. Cole, duly seconded, Assembly Bill No. 319 was declared an emergency bill and referred to Committee of the Whole.

SPECIAL ORDER

Assembly Bill No. 240.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 240 was placed on third reading and final passage.

Mr. Harrington moved to amend section 1 so as to read as follows:

SECTION 1. The Board of Capitol Commissioners is hereby authorized and directed to extend the north and south wings of the State Capitol Building and to provide for the heating, lighting and furnishing of the apartments in said extensions. Said extensions shall each have the same depth as the central part of the present building. Said Board on or before the 5th day of May, 1913, shall employ a competent architect at an expense not



to exceed \$800 to prepare and submit plans to the said board for the construction work herein provided for, the said plans to be delivered to, and approved and adopted by, said board within sixty days thereafter, whereupon the board shall forthwith advertise for a period of six weeks for sealed bids for the construction of said extensions, in accordance with the specifications which shall be on file subject to inspection; said board shall let said contract to the lowest responsible bidder; *provided*, that any and all bids may, for sufficient reason, be rejected.

Adopted.

Amend the first sentence of section 5 so as to read as follows:

SEC. 5. The architect shall also prepare plans and specifications for extending the heating and lighting systems for the said extensions, and shall deliver all of said plans and specifications together.

Amendment adopted.

Amend section 7 as follows: In line 2 of printed bill strike out the words "eighty-five" and insert in lieu thereof the word "sixty." In line 4 strike out the word "seventy" and insert in lieu thereof the word "fifty." In line 5 strike out the word "fifteen" and insert in lieu thereof the word "ten."

Amendment adopted.

Mr. Friedhoff of Washoe moved to amend section 5, line 6: Strike out the word "six" and insert the word "four."

Amendment adopted.

On motion of Mr. Bachenberg, duly seconded, the special order, Senate Bill No. 137, set for 2:30 p. m., was vacated and made a special order for 3 p. m.

Roll-call on Assembly Bill No. 240, as amended (Mr. Forman changing his vote from nay to yea, and Mr. Davis of Humboldt from yea to nay):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Haight, Harrington, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kinghorn, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Todd, Tranter, Wilson, and Winslow—35.

NAYS—Messrs. Davis of Humboldt, Fernald, Fitzgerald of Eureka, Gardiner, Grimes, Holmes, Kelliber, LaPoint, Lee, Schoer, Sullivan, Welshons, Williams, and Wright—14.

Absent—Messrs. Liddell, McCarthy, Swezy, and Mr. Speaker—4.

Mr. Forman gave notice of a reconsideration of Assembly Bill No. 240 on the next legislative day.

Mr. Harrington moved, duly seconded, that the House go on record as being opposed to any further consideration of Assembly Bill No. 240.

Motion ruled out of order by Chair.

Mr. Harrington appealed from decision of the Chair.

Decision of Chair not sustained.

#### INTRODUCTION AND FIRST READING

By Fish and Game Committee:

Assembly Bill No. 320—An Act to amend section 3 of an Act entitled "An Act to regulate and license the hunting of game birds and animals and the taking or catching of fish, and provide revenue therefrom for game and fish preservation and protection, and to prescribe a penalty for the

violation thereof, and to make an appropriation for the purpose of carrying out the objects of this Act," approved February 26, 1909.

No objection, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Fish and Game.

By Committee on State Prison and Insane Asylum:

Assembly Bill No. 321—An Act for the relief of Mrs. M. E. Johnson in payment for hay furnished to State Prison, and making an appropriation therefor.

No objection, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on State Prison and Insane Asylum.

MOTIONS AND RESOLUTIONS

On motion of Mr. Friedhoff of Lyon, duly seconded, the Assembly refused to concur in Senate amendments to Substitute for Assembly Bill No. 62.

On motion of Mr. Ferguson, duly seconded, Senate Bill No. 101 was referred to Committee of the Whole.

GENERAL FILE AND THIRD READING

Assembly Bill No. 307.

Mr. Kearns moved, duly seconded, to lay Assembly Bill No. 307 on the table.

Motion lost.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

SPECIAL ORDER

Senate Bill No. 137.

Mr. Williams moved, duly seconded, that Senate Bill No. 137 be referred to Committee of the Whole.

Mr. Haight moved to amend by laying Senate Bill No. 137 on the table.

Roll-call demanded on motion to lay on the table, and carried by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Haight, Harrington, Harris, Hummel, Hussman, Kearns, Lee, Mighels, McBride, Oliver, Preston, Price, Russell, Schoer, Sullivan, Welshons, Wilson, and Winslow—31.

NAYS—Messrs. Davis of Nye, Fitzgerald of Eureka, Forman, Gardiner, Goodman, Hash, Holmes, Hunter, Kelliher, Kinghorn, LaPoint, Liddell, Lozano, Reynolds, Swezy, Williams, and Wright—17.

Absent—Messrs. McCarthy, Swezy, Tranter, and Mr. Speaker—4.

Not voting—Mr. Feely.

On motion of Mr. Kinghorn, duly seconded, Senate Bill No. 307 was placed at bottom of the file.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 319 was taken up out of order and declared an emergency measure.

On motion of Mr. Cole, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bill No. 319.



House in Committee of the Whole at 3:10 p. m., Mr. Adams in the chair.

House arose at 3:20 p. m.

### HOUSE IN SESSION

Speaker pro tem in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had under consideration Assembly Bill No. 319, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. ADAMS, *Chairman.*

Report adopted.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 319, considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Welshons, Williams, Wilson, Winslow, and Wright—47.

NAYS—None.

Absent—Messrs. Bachenberg, McBride, McCarthy, Swezy, Tranter, and Mr. Speaker—6.

Assembly Bill No. 156.

On motion of Mr. Russell, duly seconded, Assembly Bill No. 156 was indefinitely postponed.

Assembly Bill No. 256.

On motion of Mr. Fitzgerald of Eureka, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Fitzgerald of Eureka moved to amend section 2 by adding thereto: "All horses, saddles, bridles, wagons, guns, pistols, swords, arms, and ammunition and equipment of all kinds, and also all property of every kind and nature, that has heretofore been purchased for the use of the said Nevada State Police, and which has not been consumed in use by the said Nevada State Police, shall be turned over to the Warden of the State Prison of Nevada to be used at the said prison in the management and control of said prisoners, or the whole of said property or such parts thereof as the board of control of said prison may deem proper may by the said board be sold, and the proceeds of such sale or sales placed in the General Fund of the State of Nevada, and any moneys heretofore appropriated and remaining unexpended for the organization or maintenance of said Nevada State Police shall hereby revert to the General Fund"

Amendment adopted.

Mr. McCarthy marked present.

The Sergeant-at-Arms announced message from the Senate.

Roll-call on Assembly Bill No. 256 as amended, lost by the following vote (Messrs. Cole and Harrington changing their votes from yea to nay) :

YEAS—Messrs. Adams, Bachenberg, Barnes, Buol, Davis of Humboldt, Davis of Nye, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Harris, Hummel, Hunter, Kearns, Kelliher, LaPoint, Lee, McCarthy, Oliver, Preston, Price, Welshons, and Winslow—24.

NAYS—Messrs. Baird, Cole, Ferguson, Fernald, Fitzgerald of Elko, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hussman, Kinghorn, Liddell, Lozano, Mighels, McBride, Reynolds, Sullivan, Todd, Tranter, Williams, and Wright—23.

Absent—Messrs. Feely, Russell, Schoer, Swezy, Wilson, and Mr. Speaker—6.

Mr. Cole gave notice of a reconsideration of Assembly Bill No. 256 on the next legislative day.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Counties and County Boundaries has had Substitute for Assembly Bill No. 189 under consideration, the committee substitute for Substitute Assembly Bill No. 189, and is unanimous in reporting the enclosed substitute bill for the Substitute for Assembly Bill No. 189.

Geo. Friedhoff, *Chairman.*

Report adopted.

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Substitute for Assembly Bill No. 67 and Assembly Bills Nos. 151, 185, 194, and 210 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. Winslow, *Chairman.*

On motion of Mr. Cole, duly seconded, Substitute for Substitute for Assembly Bill No. 189 was taken up out of order.

On motion of Mr. Cole, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Cole demanded a call of the House.

CALL OF THE HOUSE

Present—Messrs. Adams, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Wright—48.

Absent—Messrs. Bachenberg and Goodman—2.

Excused—Messrs. Baird, Swezy, and Mr. Speaker—3.

On motion of Mr. Ferguson, duly seconded, the call of the House was dispensed with.

GENERAL FILE AND THIRD READING

Substitute for Substitute for Assembly Bill No. 189.

Mr. Feely moved, duly seconded, that Substitute for Substitute for Assembly Bill No. 189 be indefinitely postponed.

Roll-call demanded on motion to indefinitely postpone.

Motion lost by the following vote:

YEAS—Messrs. Adams, Feely, Hash, Hunter, Oliver, and Winslow—6.

NAYS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Holmes, Hussman, Kelliher,



Kinghorn, Lee, Liddell, Lozano, Mighels, McCarthy, Price, Todd, Tranter, Wilson, and Wright—30.

Absent—Mr. Bachenberg and Mr. Speaker—2.

Not voting—Messrs. Buol, Fernald, Fitzgerald of Elko, Hummel, Kearns, LaPoint, McBride, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Welshons, and Williams—15.

On motion of Mr. Cole, duly seconded, rules suspended, Substitute for Substitute for Assembly Bill No. 189 considered engrossed, placed on third reading and final passage, and passed by the following vote (Mr. Adams changing his vote from nay to yea):

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Harris, Holmes, Hummel, Hussman, Kearns, Kelliher, Kinghorn, Lee, Liddell, Lozano, McBride, McCarthy, Price, Schoer, Todd, Tranter, and Wright—32.

NAYS—Messrs. Buol, Feely, Fernald, Fitzgerald of Elko, Goodman, Hash, Hunter, LaPoint, Mighels, Oliver, Reynolds, Russell, Sullivan, Welshons, Williams, Wilson, and Winslow—17.

Absent—Messrs. Bachenberg, Preston, Swezy, and Mr. Speaker—4.

Mr. Adams gave notice of reconsideration of Substitute for Substitute for Assembly Bill No. 189 on the next legislative day.

On motion of Mr. Cole, duly seconded, the House took up Substitute for Senate Bill No. 135 out of order.

On motion of Mr. Sullivan, duly seconded, Substitute for Senate Bill No. 135 was referred to the Committee of the Whole.

On motion of Mr. Cole, duly seconded, the House resolved itself into Committee of the Whole to consider Substitute for Senate Bill No. 135.

House in Committee of the Whole at 5:10 p. m., Mr. Haight in the chair.

Committee arose at 5:12 p. m.

## HOUSE IN SESSION

Speaker pro tem in the chair.

### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Substitute for Senate Bill No. 135 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

A. L. HAIGHT, *Chairman.*

Mr. Cole moved, duly seconded, Substitute for Senate Bill No. 135 be placed on third reading and final passage.

Carried.

Substitute for Senate Bill No. 135 read third time, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, and Winslow—40.

NAYS—Messrs. Adams, Fernald, Fitzgerald of Elko, Russell, and Wright—5.

Absent—Messrs. Davis of Nye, Forman, Friedman of Lyon, Harrington, Preston, Price, Swezy, and Mr. Speaker—8.

On motion of Mr. Kearns, duly seconded, the House adjourned until 7 p. m., March 15, 1913.

House adjourned at 5:20 p. m.

### HOUSE IN SESSION

Speaker pro tem in the chair.

Roll-call of members.

All present except Messrs. Barnes, Davis of Humboldt, Davis of Nye, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Washoe, Hash, Holmes, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Liddell, Lozano, Mighels, McBride, Preston, Swezy and Welshons—21. Excused, Messrs. Sullivan, Tranter, and Mr. Speaker—3.

Mr. Bachenberg moved, duly seconded, that the House adjourn until 10:30 a. m., March 17, 1913.

Mr. Cole moved, duly seconded, as a substitute, that no important bills be taken up if three members objected.

Mr. Harrington moved, duly seconded, as a substitute for all motions, that Assembly Bill No. 246 be taken up out of order.

Carried.

Mr. Bachenberg moved, duly seconded, that the House adjourn until 10 a. m., March 17, 1913.

Motion lost.

### GENERAL FILE AND THIRD READING

Assembly Bill No. 246.

Mr. Harrington moved, duly seconded, to amend by adding new section, as follows:

SEC. 5. This Act shall apply only to any county in this State wherein from 680 to 690 votes were cast for Representative in Congress at the last general election.

Amendment adopted.

No objection, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Eureka, Forman, Gardiner, Goodman, Haight, Harrington, Harris, Hummel, Hunter, Kearns, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Welshons, Williams, Wilson, Winslow, and Wright—35.

NAYS—Mr. Friedhoff of Washoe.

Absent—Messrs. Barnes, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Grimes, Hash, Holmes, Hussman, Kelliher, Liddell, Lozano, McBride, Sullivan, Swezy, and Todd—15.

Excused—Mr. Tranter and Mr. Speaker—2.

Mr. Russell moved, duly seconded, that the House adjourn until 10:30 a. m., March 17, 1913.

Motion lost.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Public Printing has had Assembly Bill No. 136 under consideration, and begs leave to report the same without recommendation.

W. P. HARRINGTON, *Chairman.*



## GENERAL FILE AND THIRD READING

Assembly Bill No. 257.

On motion of Mr. Fitzgerald of Eureka, duly seconded, Assembly Bill No. 257 was laid on the table.

Mr. Preston moved, duly seconded, that when the House adjourns it adjourn at 8:30 p. m. until 10:30 a. m., March 17, 1913.

Carried.

Mr. Adams moved, duly seconded, that Assembly Bill No. 184 be taken from the table.

Motion lost.

On motion of Mr. Kearns, duly seconded, Assembly Bill No. 274 was taken up out of order.

On motion of Mr. Harrington, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and lost by the following vote (Mr. Oliver changing his vote from yea to nay) :

YEAS—Messrs. Adams, Baird, Buol, Davis of Humboldt, Davis of Nye, Fitzgerald of Eureka, Forman, Haight, Harrington, Kearns, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Preston, Price, Reynolds, Russell, Schoer, and Todd—20.

NAYS—Messrs. Cole, Feely, Ferguson, Fitzgerald of Elko, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harris, Hunter, Oliver, Williams, Wilson, and Wright—15.

Absent—Messrs. Barnes, Fernald, Friedhoff of Lyon, Hash, Holmes, Hummel, Hussman, Kelliher, Liddell, Lozano, McBride, Sullivan, Swezy, Welshons, and Winslow—15.

Excused—Mr. Tranter and Mr. Speaker—2.

Not voting—Mr. Bachenberg.

Mr. Oliver gave notice that he would move to reconsider the vote on Assembly Bill No. 274 on the next legislative day.

Assembly Bills Nos. 252 and 251.

On motion of Mr. Bachenberg, duly seconded, Assembly Bills Nos. 252 and 251 were placed at the bottom of the file.

Assembly Bill No. 259.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Gardiner, Goodman, Grimes, Haight, Harrington, Hunter, Kearns, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Todd, Welshons, Williams, Wilson, and Wright—35.

NAYS—Messrs. Fitzgerald of Eureka and Friedhoff of Washoe—2.

Absent—Messrs. Barnes, Friedhoff of Lyon, Harris, Hash, Holmes, Hummel, Hussman, Kelliher, Liddell, Lozano, McBride, Sullivan, Swezy, and Winslow—14.

Excused—Mr. Tranter and Mr. Speaker—2.

Assembly Bill No. 201.

On motion of Mr. Buol, duly seconded, Assembly Bill No. 201 was made a special order for 2:15 p. m., March 17, 1913.

Assembly Bill No. 265.

On motion of Mr. Adams, duly seconded, Assembly Bill No. 265 was referred to Committee of the Whole.

Assembly Bill No. 264.

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 264 was placed at bottom of the file.

Assembly Bill No. 273.

On motion of Mr. Kinghorn, duly seconded, Assembly Bill No. 273 was placed at bottom of the file.

Senate Joint and Concurrent Resolution No. 8.

Mr. Bachenberg moved, duly seconded, that Senate Joint and Concurrent Resolution No. 8 be placed at bottom of the file.

Motion lost.

Mr. Forman moved, duly seconded, that the rules be suspended, and the resolution placed on third reading and final passage.

Carried.

Mr. Bachenberg moved, duly seconded, that Senate Joint and Concurrent Resolution No. 8 be indefinitely postponed.

Motion lost.

Roll-call on Senate Joint and Concurrent Resolution No. 8 (Messrs. Adams, Bachenberg, and Friedhoff of Washoe changing their vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Hunter, Kearns, Kinghorn, LaPoint, Lee, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Todd, Welshons, Williams, Wilson, and Wright—36.

NAYS—None.

Absent—Messrs. Barnes, Friedhoff of Lyon, Goodman, Harris, Hash, Holmes, Hummel, Hussman, Kelliher, Liddell, Lozano, McBride, Sullivan, Swezy, and Winslow—15.

Excused—Mr. Tranter and Mr. Speaker—2.

Mr. Adams gave notice of a reconsideration of Senate Joint and Concurrent Resolution No. 8, on the next legislative day.

House adjourned at 8:30 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE FIFTY-SEVENTH DAY

CARSON CITY (Monday), March 17, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Lloyd B. Thomas.

On motion of Mr. Friedhoff, duly seconded, Journal considered read, and approved.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 105 and 246 with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.**Mr. Speaker:*

The Nye Delegation has had Assembly Joint and Concurrent Resolution No. 15 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

E. A. KELLIHER, *Chairman.**Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 216 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman.**Mr. Speaker:*

Your Committee on Fish and Game has had Assembly Bill No. 320 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman.*

## MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Resolution No. 20, which was adopted by the Senate unanimously.

Also, Senate Bill No. 115, Senate refusing to concur in Assembly amendments.

Also, Assembly Bill No. 232, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Assembly Bill No. 192, which passed the Senate by the following vote: Yeas, 14; nays, 3; absent, 3; not voting, 2.

Also, Assembly Bill No. 211, which passed the Senate by the following vote: Yeas, 18; nays, none; excused 4.

Also, Assembly Bill No. 124, which passed the Senate by the following vote: Yeas, 13; nays, 8; excused, 1.

Also, Assembly Joint and Concurrent Resolution No. 12, which was adopted by the Senate.

Also, Assembly Bill No. 186, which passed the Senate by the following vote: Yeas, 18; nays, none; absent, 3; not voting, 1.

Also, letter of Hon. R. K. Colcord.

Also, Senate Bill No. 155, which passed the Senate by the following vote: Yeas, 17; nays, none; absent, 5.

Also, Senate Bill No. 168, which passed the Senate by the following vote: Yeas, 16; nays, none; absent, 6.

Also, Senate Bill No. 161, which passed the Senate by the following vote: Yeas, 17; nays, none; absent, 5.

Also, Senate Bill No. 55, which passed the Senate by the following vote: Yeas, 17; nays, 3; excused, 2.

Also, Assembly Bill No. 199, which passed the Senate by the following vote: Yeas, 16; nays, none; not voting, 3; absent, 3.

Also, Substitute for Assembly Bill No. 91, which passed the Senate by the following vote: Yeas, 17; nays, 1; excused, 4.

Also, Senate Bills Nos. 67 and 122, amended by the Assembly, have this day been concurred in by the Senate.

Also, Assembly Bill No. 207, which passed the Senate by the following vote, as amended: Yeas, 18; nays, none; absent, 4.

SOL HILP,  
*Assistant Secretary of the Senate.*

MOTIONS AND RESOLUTIONS

On motion of Mr. McBride, duly seconded, the Assembly concurred in Senate amendments to Assembly Bill No. 207.

On motion of Mr. Holmes, duly seconded, Senate Bill No. 143 was referred to Committee of the Whole.

Mr. Cole moved, duly seconded, that Assembly Bill No. 256 be reconsidered.

Motion lost.

On motion of Mr. Harrington, duly seconded, Assembly Bill No. 274 was reconsidered.

Roll called on Assembly Bill No. 274. Lost by the following vote (Mr. McBride changing his vote from nay to yeas):

YEAS—Messrs. Adams, Baird, Buol, Davis of Humboldt, Davis of Nye, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Haight, Harrington, Hash, Hummel, Hussman, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Reynolds, Russell, and Todd—25.

NAYS—Messrs. Barnes, Cole, Feely, Ferguson, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Harris, Holmes, Hunter, Kelliher, Kinghorn, Preston, Price, Schoer, Sullivan, Swezy, Tranter, Welshons, Williams, Winslow, Wright and Mr. Speaker—24.

Absent—Messrs. Kearns, Liddell, and Wilson—3.

Not voting—Mr. Bachenberg.

On motion of Mr. Swezy, duly seconded, Assembly Rule No. 58 was suspended.

SECOND READING AND REFERENCE

Resolution relative to Clay Tallman sent back to the Senate.

Senate Bill No. 161.

No objection, referred to Humboldt Delegation.

Senate Bill No. 55.

No objection, referred to Committee on Mines and Mining.

Senate Bill No. 155.

No objection, referred to Committee on Judiciary.

Senate Bill No. 168.

No objection, referred to Committee on Judiciary.

GENERAL FILE AND THIRD READING

Substitute for Assembly Bill No. 172.

Mr. Ferguson moved, duly seconded, to amend Substitute for Assembly



Bill No. 172 as follows: On page 1 of the printed bill, in line 1 of section 1, strike out the word "nine" and insert in lieu thereof the word "ten." On page 1 of the printed bill, in line 6 of section 1, strike out the letters "ies" in the word counties, and insert in lieu thereof the letter "y." Strike out the words "Lincoln and Clark." On page 1 of the printed bill, in line 11; section 1, strike out the word "and." Page 1 of the printed bill, in line 12 of section 1, after the word "District" insert the words "and the counties of Lincoln and Clark shall constitute the Tenth Judicial District." On page 2 of the printed bill, in line 4 of section 3, strike out the word "five" and insert the word "four," and after the word "thousand" insert the words "five hundred."

Amendment adopted.

On motion of Mr. Ferguson, duly seconded, the rules were suspended, Substitute for Assembly Bill No. 172 considered engrossed, and placed on third reading and final passage.

Mr. Harrington moved, duly seconded, to amend section 3, line 9: Strike out the words "three thousand" and insert in lieu thereof the words "three thousand six hundred."

Motion lost.

Roll-call on Substitute for Assembly Bill No. 172, as amended.

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—47.

NAYS—Mr. Hussman.

Absent—Messrs. Harrington, Schoer, and Swezy—3.

Not voting—Messrs. Fitzgerald of Eureka and Kelliher—2.

On motion of Mr. Russell, duly seconded, Assembly Bill No. 302 was made a special order for 3:30 p. m., March 17, 1913.

Assembly Bill No. 313.

On motion of Mr. Kelliher, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Feely moved, duly seconded, to amend section 17, line 13: After the word "shall" insert the word "not."

Motion lost.

Mr. Harris moved, duly seconded, to add to Assembly Bill No. 313 section 36:

SEC. 36. This Act shall take effect January 1, 1914.

Carried.

Mr. Gardiner moved, duly seconded, that Assembly Bills Nos. 312 and 313 be rereferred to Committees on Roads and Highways and Internal Improvements, and they report on both bills not later than 2 p. m., March 18, 1913.

Motion lost.

Mr. Fitzgerald of Eureka moved that the House recess until 2 p. m.

Motion lost.

Roll called on Assembly Bill No. 313, as amended. Lost by the following vote:

YEAS—Messrs. Bachenberg, Barnes, Buol, Cole, Davis of Nye, Fitzgerald of

Eureka, Forman, Friedhoff of Washoe, Harris, Hunter, Kelliher, Kinghorn, McBride, McCarthy, Preston, and Sullivan—16.

**NAYS**—Messrs. Adams, Baird, Davis of Humboldt, Feely, Ferguson, Fernald, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Welshons, Winslow, Wright, and Mr. Speaker—33.

Absent—Messrs. Fitzgerald of Elko, Mighels, Williams, and Wilson—4.

On motion of Mr. Preston, duly seconded, the House recessed until 2 p. m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Taxation and Revenue has had Senate Bill No. 156 under consideration, and begs leave to report favorably on the same, with the recommendation that it be amended to read as follows: In section 1, line 5, after the word "license" strike out the following words: "in the sum of two hundred and fifty dollars." Add to section 1 the following words: "In towns not exceeding a population of 1,000 persons, according to the census of 1910, the sum of fifty dollars; in towns not exceeding a population of 2,500 persons, according to the census of 1910, the sum of one hundred dollars; in all towns of over 2,500 persons in population, according to the census of 1910, two hundred dollars."

W. T. OLIVER, *Chairman.*

*Mr. Speaker:*

The Humboldt, Elko, Eureka, and Lander Delegations have had Assembly Bill No. 152 under consideration, and beg leave to report same without recommendation.

D. T. LAPOINT, *Chairman.*

*Mr. Speaker:*

The Humboldt Delegation has had Senate Bill No. 161 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Mines and Mining has had Senate Joint and Concurrent Resolution No. 9 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 55, and recommends that it do pass.

GEO. A. COLE, *Chairman.*

*Mr. Speaker:*

Your Committee on State Institutions has had Senate Bill No. 96 under consideration and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: Add to section 18, the following words: "provided, that nothing in this section shall apply to the sale of drugs or medicines."

FRANK WILLIAMS, *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 306 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled



Bills Nos. 173, 174, and 221 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman*.

#### MOTIONS AND RESOLUTIONS

Resolutions relative to Clay Tallman sent from Senate.

On motion of Mr. Cole, duly seconded, resolution adopted unanimously.

Mr. Harrington offered the following resolution:

*Resolved*, That all addresses made before the Committee of the Whole by persons other than members are hereby limited to five minutes, except by unanimous consent.

Resolution adopted.

On motion of Mr. Forman, duly seconded, the report of the Conference Committee on Substitute for Senate Bill No. 23 was adopted.

Resolution by Mr. Friedhoff of Washoe:

The thanks of the Assembly are hereby extended to the Carson Appeal and Carson News, and Reno Gazette and Goldfield Tribune for their courtesy in furnishing its members with free copies of said papers during the Twenty-sixth Legislative Session.

Resolution adopted.

On motion of Mr. Forman, duly seconded, Substitute for Assembly Bill No. 283 was made a special order for 11:30 a. m., March 18, 1913.

#### SPECIAL ORDER

Assembly Bill No. 201.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Wilson moved, duly seconded, the adoption of the amendments offered by the committee.

Carried.

Roll-call on Assembly Bill No. 201, as amended, passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Welshons, Williams, Wilson, Winslow, and Wright—47.

NAYS—Messrs. Friedhoff of Washoe and Liddell—2.

Absent—Messrs. McCarthy and Tranter—2.

Excused—Mr. Speaker.

Not voting—Mr. Todd.

Mr. Adams moved, duly seconded, that Substitute for Substitute for Assembly Bill No. 189 be reconsidered.

Motion lost.

On motion of Mr. Harrington, Assembly Bill No. 270 was made a special order following the special order on Senate Bill No. 60.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Mines and Mining has had Assembly Bill No. 316 under

consideration, and begs leave to report favorably on the same, with the recommendation that it be amended, and do pass as amended.

GEO. A. COLE, *Chairman*.

#### SPECIAL ORDER

Senate Bill No. 60.

Placed on third reading and final passage.

On motion of Mr. Cole, duly seconded, Senate Bill No. 60 was referred to Committee of the Whole.

House resolved itself into Committee of the Whole at 2:32 p. m., Mr. Williams in the chair.

Committee arose at 3:45 p. m.

#### HOUSE IN SESSION

Speaker pro tem in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 60 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

FRANK WILLIAMS, *Chairman*.

On motion of Mr. Haight, duly seconded, the report was adopted.

Mr. Kinghorn moved, duly seconded, that Assembly Bill No. 302 immediately follow the special order of Assembly Bill No. 270.

Carried.

Mr. Gardiner moved, duly seconded, to amend section 1 of Senate Bill No. 60: Strike out the words "the water of all sources of water supply;" and insert in lieu thereof the words "all waters."

Motion lost.

Mr. Harris moved, duly seconded, that Senate Bill No. 60 be recommitted to Committee of the Whole.

Motion lost.

Mr. Harris moved, duly seconded, to amend section 2 of Senate Bill No. 60 as follows: Insert a period after the word "irrigated" in line 6 of the printed bill, and strike out that portion of the section beginning with the words "the measurement" in line 6 of the printed bill and ending with the word "ditch" in line 9.

Motion lost.

Mr. Swezy moved, duly seconded, to amend section 45 of the bill as follows: Strike out that portion of the section beginning with the words "all persons" in line 3 and ending with the word "parties" in line 5 of said section (printed bill), and insert in lieu thereof the following: "the court may by proper order duly entered bring in all parties necessary to a complete adjudication and determination of the controversy." Also, strike out the word "shall" in line 6 of said section (printed bill), and insert in lieu thereof the word "may."

Motion lost.

Mr. Swezy moved to amend section 89 as follows:

SEC. 89. The sum of \$30,000 is hereby appropriated, out of any moneys not otherwise appropriated from the General Fund, for the uses



and purposes, as provided in this Act. All moneys so appropriated shall be returned into the General Fund from such taxes as shall be levied as herein provided. The State Engineer shall estimate, fix and determine, annually, such sum of money as shall be levied, as a tax upon each water district, and certify the amount of such tax levy to the County Commissioners of each county in which are situated any water districts. Thereupon, such County Commissioners, at the time of the annual levy of general taxes shall levy said tax upon all the water users, water rights, and the land to which said rights are appurtenant. Said levy shall be made pro rata, in proportion to the extent of each water right, as allowed to each water user, and the land to which it is appurtenant. Said tax shall be collected in the same manner as other taxes, and transmitted to the State Treasurer, who shall keep the same in separate funds to be known as the Water District Funds. The County Treasurers or Tax Collectors of the counties aforesaid, shall notify the State Engineer of all moneys so transmitted to the State Treasurer, and the dates of remittance.

Motion lost.

Roll-call on Senate Bill No. 60 (Mr. Swezy changing his vote from nay to yea):

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Goodman, Grimes, Haight, Harrington, Holmes, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Wright—41.

NAYS—Messrs. Bachenberg, Davis of Humboldt, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Harris, Kelliher, Kinghorn, Price, Welshons, and Mr. Speaker—11.

Absent—Mr. Hash.

Mr. Swezy gave notice of a reconsideration of Senate Bill No. 60 on the next legislative day.

#### SPECIAL ORDER

Assembly Bill No. 270.

On motion of Mr. Harrington, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, and Wright—45.

NAYS—None.

Absent—Messrs. Forman, Haight, Harris, Kearns, Kinghorn, Welshons, Winslow, and Mr. Speaker—8.

#### SPECIAL ORDER

Assembly Bill No. 302.

Mr. Russell moved, duly seconded, to amend as follows: Amend section 2, line 3 of article 2, by changing the word "ten" to "twenty." Amend section 2 of article 2 by adding after the word "fourth" in line 11 the following words: "*provided*, that such special election shall not be held twice within a year." Amend section 10 of article 2, line 15, by inserting the word "road" after the word "general." Amend section 1 of article 3, line 12, by making the figures \$200 read \$2,000. Amend sec-

tion 1 of article 3 by inserting after the word "officers," in line 15, the following words: "*provided*, that nothing herein shall be construed to prevent the board from appointing the County Surveyor to act as ex officio supervisor either with or without pay." Amend section 1, article 8, to read as follows: "This Act shall take and be in effect on and after July 1, 1913." Section 1 of article 3 is hereby made section 2 of article 3.

Amendments adopted.

Roll called on Assembly Bill No. 302, as amended, and lost by the following vote (Mr. Russell changing his vote from yea to nay):

YEAS—Messrs. Adams, Baird, Buol, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hussman, Mighels, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Williams, and Wilson—24.

NAYS—Messrs. Barnes, Davis of Humboldt, Davis of Nye, Ferguson, Harris, Hash, Holmes, Hunter, Kelliher, Kinghorn, LaPoint, Lee, Lozano, McBride, McCarthy, Russell, Tranter, and Wright—18.

Absent—Messrs. Bachenberg, Cole, Forman, Friedhoff of Lyon, Hummel, Kearns, Liddell, Swezy, Welshons, Winslow, and Mr. Speaker—11.

Mr. Russell gave notice that he would move to reconsider the vote on Assembly Bill No. 302 on the next legislative day.

Senate Bill No. 58.

Mr. Oliver moved, duly seconded, that amendments offered by committee be adopted.

Motion lost.

Mr. Haight moved, duly seconded, a reconsideration of the vote by which amendments to Senate Bill No. 58 were lost.

Carried.

Mr. Haight moved, duly seconded, that amendments offered by Committee on Revenue and Taxation be adopted.

Carried.

Roll called on Senate Bill No. 58 as amended, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Hummel, Hunter, Kearns, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Williams, Wilson, Winslow, Wright, and Mr. Speaker—41.

NAYS—Messrs. Davis of Humboldt, Holmes, Hussman, Kelliher, Kinghorn, LaPoint, and Tranter—7.

Absent—Messrs. Forman, Friedhoff of Lyon, Harrington, Schoer, and Welshons—5.

Assembly Bill No. 64.

Rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Kinghorn moved, duly seconded, to amend Assembly Bill No. 64 by adding section 4 as follows:

SEC. 4. The provisions of this Act shall apply only to bona fide sales, conditional sales and leases, to be made upon equitable, commercial terms between the contracting parties. This Act shall not apply to sales, leases and conditional sales which may be entered into between railroad or street railway lines for the purpose of regulating or influencing the



traffic carried over such lines, the rates which may be charged therefor, or the personnel of their management and directorate.

Amendment lost.

Roll-call on Assembly Bill No. 64 (Mr. Oliver changing his vote from nay to yea):

YEAS—Messrs. Bachenberg, Baird, Buol, Cole, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—44.

NAYS—Messrs. Adams, Barnes, Davis of Nye, Feely, Hunter, and Kinghorn—6.

Absent—Messrs. Davis of Humboldt, McBride, and Schoer—3.

Mr. Oliver gave notice of a reconsideration of the vote on Assembly Bill No. 64 on the next legislative day.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Senate Bill No. 171 under consideration, and begs leave to report the same, with the recommendation that it do pass, after having been amended as follows: In lines 5 and 6 of the printed bill strike out the words "or the place of trial to be changed," and insert in lieu thereof the following words: And on a direct appeal from any order granting a motion to change the place of trial of an action or refusing to change the place of trial, the court may affirm or reverse such order and order the trial to be had in the proper place. An order changing or refusing to change the place of trial shall not be appealed from on an appeal from a judgment, but only on direct appeal from the order changing or refusing to change the place of trial. Nothing in this Act shall be held or so construed as to repeal, impair or change any provision in section 4 of an Act entitled "An Act to amend section 387 of an Act entitled 'An Act to regulate proceedings in civil cases in this State, and to repeal all other Acts in relation thereto,' approved March 17, 1911," the same being section 4329 of Revised Laws of Nevada, 1912, approved March 13, 1913.

WM. FORMAN, *Chairman.*

Report adopted.

*Mr. Speaker:*

The Elko Delegation has had Assembly Bill No. 209 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEO. B. RUSSELL, *Chairman.*

*Mr. Speaker:*

Your Committee on Roads and Highways has had Senate Bill No. 140 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. B. FITZGERALD, *Chairman.*

#### MOTIONS AND RESOLUTIONS

By Mr. Grimes:

WHEREAS, The time for final adjournment of the Twenty-sixth Session of the Nevada Legislature is fast approaching; and

WHEREAS, The time of said Legislature should be used in the final passage of bills in order that the general file may be cleared and no measure left without final action being taken; and

WHEREAS, It has been observed that much valuable time is spent in listening to discussion by people not members of this body; therefore, be it

Resolved by the Members of the Assembly, That hereafter all debates before the Committee of the Whole, or the Assembly, be confined to members of this body

only, and that speeches be limited to five minutes each, and that a unanimous vote shall be necessary to suspend this resolution.

Resolution adopted.

On motion of Mr. Swezy, duly seconded, the House recessed until 7:30 p. m.

House recessed at 5:15 p. m.

### HOUSE IN SESSION

At 7:30 p. m.

Speaker pro tem in the chair.

Roll-call of members.

All present except Messrs. Barnes, Davis of Humboldt, Fitzgerald of Elko, Hussman, Kearns, Kelliher, and Swezy, absent, and Mr. Wilson and Mr. Speaker, excused.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 171 read third time, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Welshons, Williams, Winslow, Wright, and Mr. Speaker—43.

NAYS—Mr. Adams.

Absent—Messrs. Barnes, Fitzgerald of Elko, Hussman, Kearns, Kelliher, Russell, Swezy, Tranter, and Wilson—9.

Senate Joint and Concurrent Resolution No. 14.

Mr. Kinghorn moved, duly seconded, resolution be adopted by a rising vote.

Resolution adopted unanimously.

Assembly Bill No. 277.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Wright offered amendment to section 4: Amend that Act shall be in effect after January 1, 1915.

Amendment lost.

Previous question called for.

Carried.

Roll-call on Assembly Bill No. 277, passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Buol, Cole, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Haight, Harrington, Harris, Holmes, Hunter, LaPoint, Liddell, Lozano, McBride, Oliver, Preston, Price, Reynolds, Schoer, Todd, Tranter, Winslow, and Mr. Speaker—29.

NAYS—Messrs. Baird, Gardiner, Goodman, Grimes, Hash, Hussman, Kinghorn, Lee, Mighels, Sullivan, Welshons, Williams, and Wright—13.

Absent—Messrs. Barnes, Davis of Nye, Fitzgerald of Elko, Hummel, Kearns, Kelliher, McCarthy, Russell, Swezy, and Wilson—10.

Not voting—Mr. Davis of Humboldt.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Corporations and Railroads has had Assembly Bill No. 196 under consideration, and begs leave to report with the recommendation that it



do pass, as amended: Insert in line 2, after the word "premises," the following words: "located within a telephone exchange district." In lines 2 and 3 strike out the words "one thousand," and insert in lieu thereof the words "two thousand." Insert after the word "supply," in line 3, the following: "except wires used in interstate service." Also, amend in line 12 by inserting the following: "*provided, however,* any such corporation may at its option require such applicant to execute a bond to such corporation in a sum not to exceed five dollars, with one surety thereon who is a freeholder of the county within which said premises are located, conditional for the payment of any indebtedness due or to become due such corporation by reason of any such service, which bond shall be prepared by such corporation requiring the same?"

Also, Assembly Bill No. 291, and begs leave to report on the same without recommendation.

Also, Senate Bill No. 130, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 152, and reports favorably on the same, with the recommendation that it do pass.

GEO. A. COLE, *Chairman.*

#### GENERAL FILE AND THIRD READING

##### Assembly Bill No. 280.

No objection, the rules were suspended, bill considered engrossed, and placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Reynolds, Sullivan, Todd, Tranter, Welshons, Williams, Wright, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Davis of Nye, Fitzgerald of Elko, Hussman, Kearns, Kelliher, Kinghorn, Price, Russell, Schoer, Swezy, Wilson, and Winslow—12.

##### Assembly Bill No. 292.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

##### Assembly Bill No. 290.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

##### Substitute for Assembly Bill No. 278.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Hum-

boldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 269.

On motion of Mr. Buol, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 254.

On motion of Mr. Harrington, duly seconded, the report of committee was adopted.

Rules suspended, bill considered engrossed, and placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 299.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and lost by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hunter, Kinghorn, Mighels, Oliver, Schoer, Sullivan, Williams, and Mr. Speaker—26.

NAYS—Messrs. Buol, Davis of Nye, Fitzgerald of Elko, Harris, Holmes, Hussman, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Preston, Price, Reynolds, Todd, Tranter, Welshons, Winslow, and Wright—20.

Absent—Messrs. Hummel, Kearns, Kelliher, Russell, Swezy, and Wilson—6.  
Not voting—Mr. Hash.

Mr. Liddell gave notice of a reconsideration of the vote whereby Assembly Bill No. 299 was [passed].

Assembly Bill No. 235.

No objection, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Haight, Harrington, Harris, Hunter, Kinghorn, LaPoint, McBride, McCarthy, Oliver, Preston, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, and Mr. Speaker—29.

NAYS—Messrs. Ferguson, Fernald, Forman, Goodman, Grimes, Hash, Holmes,



Hussman, Lee, Liddell, Lozano, Mighels, Price, Reynolds, Winslow, and Wright—16.

Absent—Messrs. Davis of Nye, Fitzgerald of Elko, Hummel, Kearns, Kelliher, Russell, Swezy, and Wilson—8.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Joint and Concurrent Resolution No. 14, relative to autonomy for Ireland, which was adopted by the Senate March 17, 1913.

Also, Assembly Bill No. 66, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 275, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Assembly Joint and Concurrent Resolution No. 9, which passed the Senate by the following vote: Yeas, 16; nays, 5; excused, 1.

Also, Substitute for Assembly Bill No. 179, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 111, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 2.

Also, Assembly Bill No. 248, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 65, which passed the Senate by the following vote, as amended: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 208, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 2.

Also, Assembly Bill No. 212, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 143, which passed the Senate by the following vote: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 261, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 206, which passed the Senate by the following vote: Yeas, 15; nays, 2; excused, 5.

Also, Assembly Bill No. 224, which passed the Senate by the following vote, as amended: Yeas, 18; nays, 2; excused, 2.

Also, Senate bill No. 176, which passed the Senate by the following vote: Yeas, 16; nays, 1; excused, 5.

Also, Senate Bill No. 163, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 165, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 162, which passed the Senate by the following vote: Yeas, 18; nays, 3; excused, 1.

Also, Senate Bill No. 170, which passed the Senate by the following vote: Yeas, 14; nays, 7; excused, 1.

Also, Senate Bill No. 173, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 148, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 107, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

SOL HILL,

*Assistant Secretary of the Senate.*

#### SECOND READING AND REFERENCE

On motion of Mr. Ferguson, duly seconded, Senate Bill No. 101 was referred to Committee of the Whole.

On motion of Mr. Harrington, duly seconded, the House refused to concur in amendments to Senate Bill No. 115.

Mr. Harrington and Mr. Mighels were appointed a Conference Committee to confer with Senate committee on Senate Bill No. 115.

Assembly Bill No. 176.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 163.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 165.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 162.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 170.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 173.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 148.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 107.

No objection, referred to Committee on Taxation.

Mr. Buol moved to take up Senate Bill No. 146 and refer it to Committee of the Whole.

Carried.

Senate Bill No. 142.

On motion of Mr. Harrington, duly seconded, Senate Bill No. 142 was referred to Storey Delegation.

Assembly Bill No. 273.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hunter, Hussman, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Williams, Winslow, and Wright—39.

NAYS—None.

Absent—Messrs. Davis of Nye, Fitzgerald of Elko, Harrington, Hummel, Kearns, Kelliher, McCarthy, Oliver, Russell, Swezy, Welshons, Wilson, and Mr. Speaker—13.

Not voting—Mr. Forman.

Mr. Cole moved, that for the purpose of sending Assembly bills to the Senate for action thereon, the Assembly shall dispose of all Assembly bills on general file previous to taking up Senate bills.

Carried.

Assembly Bill No. 251.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and lost by the following vote:

YEAS—Messrs. Adams, Bachenberg, Barnes, Buol, Cole, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Holmes, Hunter, Kinghorn, Lee, Mighels, McBride, Preston, Price, Schoer, Tranter, Williams, and Winslow—26.

NAYS—Messrs. Baird, Feely, Forman, Haight, Harris, Hash, Hussman, LaPoint, Liddell, Lozano, Reynolds, Sullivan, Todd, Welshons, and Wright—15.

Absent—Messrs. Davis of Humboldt, Davis of Nye, Fitzgerald of Elko,



Hummel, Kearns, Kelliher, McCarthy, Oliver, Russell, Swezy, Wilson, and Mr. Speaker—12.

Assembly Bill No. 252.

On motion of Mr. Bachenberg, duly seconded, Assembly Bill No. 252 was laid on the table.

Assembly Bill No 136.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Harrington moved, duly seconded, to amend: In line 11, section 3 of the printed bill, strike out the word "ten" and insert in lieu thereof the word "twenty."

Amendment adopted.

Roll-call on Assembly Bill No. 136, passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, and Wright—40.

NAYS—None.

Absent—Messrs. Davis of Humboldt, Davis of Nye, Fitzgerald of Elko, Hummel, Kearns, Kelliher, LaPoint, McCarthy, Oliver, Russell, Swezy, Wilson, and Mr. Speaker—13.

Assembly Bill No. 187.

On motion of Mr. Buol, bill laid on the table.

Assembly Bill No. 264.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Williams offered the following amendment: Amend section 1 by adding the words "*provided*, that such grazing be within five miles of such town or city." In line 6, section 1, strike out the words "or hereafter may be."

Amendments adopted.

Roll-call on Assembly Bill No. 264, as amended, lost by the following vote:

YEAS—Messrs. Bachenberg, Barnes, Buol, Cole, Feely, Fitzgerald of Eureka, Forman, Friedhoff of Washoe, Gardiner, Goodman, Hunter, Kinghorn, Preston, Todd, and Williams—15.

NAYS—Messrs. Adams, Baird, Ferguson, Fernald, Friedhoff of Lyon, Grimes, Haight, Harris, Hash, Holmes, Hussman, Lee, Liddell, Lozano, Mighels, McBride, Price, Reynolds, Schoer, Sullivan, Welshons, Winslow, and Wright—23.

Absent—Messrs. Davis of Humboldt, Davis of Nye, Fitzgerald of Elko, Harrington, Hummel, Kearns, Kelliher, LaPoint, McCarthy, Oliver, Russell, Swezy, Tranter, Wilson, and Mr. Speaker—15.

Substitute for Senate Bill No. 24.

On motion of Mr. Mighels, bill was referred to Committee of the Whole.

Senate Bill No. 147 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Preston, Price,

Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, and Wright—39.

NAYS—None.

Absent—Messrs. Barnes, Davis of Humboldt, Davis of Nye, Fitzgerald of Elko, Hummel, Kearns, Kelliher, LaPoint, McCarthy, Oliver, Russell, Swezy, Wilson, and Mr. Speaker—14.

Mr. Kinghorn moved to adjourn to 10 a. m. tomorrow.

Motion lost.

Assembly Bill No. 289.

No objection, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Feely, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, and Wright—38.

NAYS—Mr. Grimes.

Absent—Messrs. Davis of Humboldt, Davis of Nye, Ferguson, Fitzgerald of Elko, Hummel, Kearns, Kelliher, LaPoint, McCarthy, Oliver, Russell, Swezy, Wilson, and Mr. Speaker—14.

Assembly Bill No. 312.

On motion of Mr. Cole, duly seconded, placed at the bottom of the file.

Senate Bill No. 56.

On motion of Mr. Forman, duly seconded, amendment offered by Judiciary Committee was adopted.

Roll-call on Senate Bill No. 56, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kinghorn, Lee, Liddell, Lozano, Mighels, McBride, Preston, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Winslow, and Wright—40.

NAYS—None.

Absent—Messrs. Bachenberg, Davis of Humboldt, Davis of Nye, Fitzgerald of Elko, Kearns, Kelliher, LaPoint, McCarthy, Oliver, Russell, Swezy, Wilson, and Mr. Speaker—13.

Senate Bill No. 138.

On motion referred to Committee of the Whole.

Assembly Bill No. 307.

Mr. Kinghorn offered following amendment: In line 2 of the printed bill after the word "Nevada," insert the words "for the preceding year."

Amendment withdrawn and bill placed at bottom of the file.

Senate Bill No. 95.

Placed at bottom of the file.

Substitute for Assembly Bill No. 102.

On motion of Mr. Hash, duly seconded, bill was made a special order for 2:30 tomorrow.

Assembly Bill No. 321.

On motion, referred to Committee of the Whole.



On motion of Mr. Kinghorn, the House adjourned to 9:30 a. m. tomorrow.

Adjourned at 10 p. m.

Approved:

T. A. BRANDON,  
*Speaker of the Assembly.*

Attest: W. L. HACKER,  
*Chief Clerk of the Assembly.*

## THE FIFTY-EIGHTH DAY

CARSON CITY (Tuesday), March 18, 1913

House called to order at 9:30 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. W. H. D. Hornaday.

On motion of Mr. Adams, duly seconded, the Journal was considered read, and approved.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Irrigation has had Senate Bill No. 136 under consideration, and begs leave to report the same without recommendation.

H. A. N. TODD, *Chairman.**Mr. Speaker:*

Your Committee on Public Morals has had Senate Bill No. 89 under consideration, and begs leave to report the same without recommendation.

R. M. PRESTON, *Chairman.**Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Joint and Concurrent Resolution No. 12 with the engrossed copy, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

## MOTIONS AND RESOLUTIONS

On motion of Mr. Forman, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 224.

On motion of Mr. Reynolds, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 65.

Mr. Cole moved, duly seconded, that the vote by which Assembly Bill No. 64 was carried be reconsidered.

Motion lost.

On motion of Mr. Holmes, duly seconded, the House resolved itself into Committee of the Whole.

House in Committee of the Whole at 9:50 a. m., with Mr. Kelliher in the chair.

Committee arose at 10:10 a. m.

## HOUSE IN SESSION

Mr. Speaker in the chair.

## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly and Senate bills under consideration, and begs leave to report favorably on the same, with the recommenda-



tion that Assembly Bill No. 318 do pass, Assembly Bill No. 155 do pass as amended by committee, Assembly Bill No. 260 do pass, Assembly Bill No. 300 do pass, Assembly Bill No. 265 do pass, Assembly Bill No. 321 do pass, Substitute for Senate Bill No. 47 do pass, Senate Bill No. 101 do pass, Senate Bill No. 123 do pass, Senate Bill No. 143 do pass, Senate Bill No. 146 do pass, Substitute for Senate Bill No. 24 do pass, Senate Bill No. 138 and Senate Substitute for Senate Bill No. 95 do pass.

E. A. KELLIHER, *Chairman*.

Report adopted.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 318.

No objection, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Schoer, Swezy, Todd, Welshons, Williams, Winslow, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Bachenberg, Cole, Friedhoff of Washoe, Goodman, Harrington, Kearns, Kinghorn, McBride, Preston, Sullivan, Tranter, Wilson, and Wright—13.

Assembly Bill No. 155.

On motion of Mr. Hummel, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Tranter moved, duly seconded, to amend section 1, line 9: Insert the words "Mackey School of Mines" after the word "society."

Roll-call on Assembly Bill No. 155, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Cole, Goodman, Haight, Harrington, Harris, Kinghorn, Lozano, McBride, Preston, Russell, Winslow, and Wright—12.

Mr. Holmes moved to amend the title by inserting after the words "Nevada State University," the words "the Nevada Historical Society."

Carried.

Assembly Bill No. 260.

On motion of Mr. Cole, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Haight, Hash, Holmes, Hunter, Hussman, Kearns, Kelliher, LaPoint, Liddell, Mighels, Oliver, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—34.

NAYS—Messrs. Barnes, Davis of Nye, Grimes, Lee, and Price—5.

Absent—Messrs. Buol, Forman, Goodman, Harrington, Harris, Hummel, Kinghorn, Lozano, McBride, McCarthy, Preston, Schoer, Sullivan and Winslow—14.

Assembly Bill No. 265.

On motion of Mr. Adams, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Lee, Liddell, Lozano, Mighels, Oliver, Price, Reynolds, Russell, Sullivan, Swezy, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—40

NAYS—None.

Absent—Messrs. Davis of Nye, Goodman, Haight, Harrington, Harris, Kearns, Kinghorn, McBride, McCarthy, Preston, Schoer, Todd, and Winslow—13.

Assembly Bill No. 300.

On motion of Mr. Lozano, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Hash, Holmes, Hummel, Hunter, Kelliher, Lozano, Mighels, Oliver, Preston, Reynolds, Russell, Swezy, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—30.

NAYS—Messrs. Barnes, Davis of Nye, Fitzgerald of Elko, Fitzgerald of Eureka, Grimes, Harris, Hussman, LaPoint, Lee, Liddell, McCarthy, Price, Todd, and Welshons—14.

Absent—Messrs. Forman, Goodman, Haight, Kearns, Kinghorn, McBride, Schoer, and Sullivan—8.

Not voting—Mr. Harrington.

Assembly Bill No. 321.

On motion of Mr. Friedhoff of Washoe, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Buol, Forman, Goodman, Haight, Harris, Kearns, McBride, Schoer, and Wright—9.

Assembly Joint and Concurrent Resolution No. 15.

On motion, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, and Mr. Speaker—41.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Buol, Gardiner, Haight, Harris, McBride, McCarthy, Oliver, Schoer, Wilson, and Wright—12.

Assembly Substitute for Senate Bill No. 47.

Substitute adopted.



On motion of Mr. Mighels, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Fitzgerald of Elko, Forman, Haight, Harris, McBride, McCarthy, Schoer, and Wilson—10.

Assembly Bill No. 216.

On motion of Mr. Kearns, duly seconded, Assembly Bill No. 216 was referred to Committee of the Whole.

Assembly Bill No. 320.

On motion of Mr. Mighels, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, Oliver, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Bachenberg, Buol, Feely, Forman, Gardiner, Haight, Harris, McBride, McCarthy, Preston, Schoer, and Wright—12.

Not voting—Mr. Kelliher.

Assembly Bill No. 306.

On motion, bill referred to Committee of the Whole.

Assembly Bill No. 152.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and lost by the following vote:

YEAS—Messrs. Adams, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Holmes, Hunter, Kelliher, Kinghorn, LaPoint, Oliver, Preston, Price, Sullivan, Swezy, Tranter, Welshons, and Mr. Speaker—22.

NAYS—Messrs. Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Grimes, Harrington, Hash, Hummel, Hussman, Lee, Liddell, Mighels, Reynolds, Russell, Schoer, Todd, Williams, Wilson, and Winslow—19.

Absent—Messrs. Bachenberg, Baird, Cole, Forman, Gardiner, Haight, Harris, Kearns, Lozano, McBride, McCarthy, and Wright—12.

Assembly Bill No. 316.

On motion of Mr. Williams, duly seconded, the report of Committee on Mines and Mining was adopted.

On motion of Mr. Williams, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston,

Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—49.

YAYS—None.

Absent—Messrs. Gardiner, Haight, McBride, and Wright—4.

Assembly Bill No. 209.

On motion of Mr. Fitzgerald of Elko, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—52.

NAYS—None.

Absent—Mr. Davis of Nye.

Assembly Bill No. 196.

Rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Bachenberg moved amendment be adopted, as offered by committee.

Carried.

Mr. Welshons moved that in section 1, line 12, the word "ten" be stricken out and the word "thirty" be inserted.

Carried.

Roll-call on Assembly Bill No. 196, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Forman, Friedhoff of Washoe, Gardiner, Goodman, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—38.

NAYS—Messrs. Fitzgerald of Elko and Fitzgerald of Eureka—2.

Absent—Messrs. Davis of Nye, Friedhoff of Lyon, Grimes, Haight, Harrington, Harris, Kearns, McBride, Russell, Schoer, Sullivan, Swezy, and Wright—13.

Assembly Bill No. 291.

On motion of Mr. Bachenberg, duly seconded, rules suspended, bill considered engrossed, and placed on third reading and final passage.

#### SPECIAL ORDER

Substitute for Assembly Bill No. 283.

No objection, rules suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Preston moved, duly seconded, to amend section 1, line 16, by striking out the words "or play for chance."

Motion carried.

Mr. Wright moved, duly seconded, to amend section 1, line 21, by inserting after the words "play at," the words "or operate, conduct or manage."

Motion lost.

Mr. Hash moved, duly seconded, to amend section 1, line 16, by inserting after the word "money," the words "or merchandise."

Motion lost.

Roll-call on Substitute for Assembly Bill No. 283, as amended (Mr.



Adams changing his vote from nay to yea, and Mr. Gardiner from yea to nay):

YEAS—Messrs. Adams, Bachenberg, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Harrington, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Swezy, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—35.

NAYS—Messrs. Baird, Barnes, Buol, Davis of Nye, Gardiner, Goodman, Hash, Holmes, Hussman, Liddell, Sullivan, Todd, and Wright—13.

Absent—Messrs. Haight, Harris, McBride, and Schoer—4.

Not voting—Mr. Feely.

Assembly Bill No. 312.

On motion, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote (Mr. Oliver changing his vote from yea to nay):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Hunter, Hussman, Kearns, Kelliher, LaPoint, Mighels, McCarthy, Preston, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, and Mr. Speaker—31.

NAYS—Messrs. Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Gardiner, Hash, Holmes, Lee, Liddell, Oliver, Price, Reynolds, Russell, and Wright—13.

Absent—Messrs. Davis of Nye, Forman, Haight, Harrington, Harris, Hummel, Kinghorn, Lozano, and McBride—9.

Assembly Bill No. 271.

On motion of Mr. Schoer, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Russell moved, duly seconded, to amend section 18: Stallions and jacks which have been in service in this State more than a year preceding the passage of this Act shall not come under the provisions of this Act until January 1, 1914.

Amendment adopted.

Roll-call on Assembly Bill No. 271, as amended:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Davis of Nye, Haight, Harrington, Harris, Lozano, McBride, Sullivan, Welshons, and Wright—10.

Assembly Bill No. 307.

Placed at bottom of the file.

Senate Bill No. 101 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, and Mr. Speaker—39.

NAYS—None.

Absent—Messrs. Bachenberg, Barnes, Davis of Nye, Forman, Gardiner, Goodman, Haight, Harrington, Harris, Lozano, Schoer, Welshons, Winslow, and Wright—14.

## INTRODUCTION AND FIRST READING

By Committee on Counties and County Boundaries:

Assembly Bill No. 322—An Act for the relief of D. P. Randall for expenses incurred in the transportation of insane patients from Lyon County to the Nevada Hospital for Mental Diseases.

On motion of Mr. Friedhoff of Lyon, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Claims.

By Mr. Bachenberg:

Assembly Joint and Concurrent Resolution No. 16, relative to commission in charge for Nevada of Panama-Pacific International Exposition.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, resolution read second time by title, and referred to Committee on Judiciary.

On motion of Mr. Kinghorn, duly seconded, the House recessed until 2 p. m.

## HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Swezy, excused.

Roll-call of attachés.

All present.

## REPORTS OF COMMITTEES

*Mr. Speaker:*

The Elko Delegation has had Senate Bill No. 154 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

GEORGE B. RUSSELL, *Chairman.*

*Mr. Speaker:*

Your Committee on Elections has had Assembly Bill No. 294 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

HARVEY E. HARRIS, *Chairman.*

*Mr. Speaker:*

Your Committee on Engrossment begs leave to report that it has carefully compared Assembly Bills Nos. 207 and 143 with the engrossed copies thereof, and finds the same correctly engrossed, as amended.

W. H. KEARNS, *Chairman.*

*Mr. Speaker:*

Your Committee on Fish and Game has had Senate Joint and Concurrent Resolution No. 11 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 287, and recommends it do not pass.

D. I. LAPOINT, *Chairman.*

*Mr. Speaker:*

Your Committee on Taxation and Revenue has had Senate Bill No. 107 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, your Committee on Labor has had Substitute for Senate Bill No. 13 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 317, and reports that it be referred to the Judiciary Committee.

W. T. OLIVER, *Chairman.*



*Mr. Speaker:*

Your Committee on Claims has had Assembly Bill No. 322 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 124, 135, 186, 192, 199, 211, and 232 with the engrossed copies, finds the same correctly enrolled, and has this day delivered same to the Governor.

H. S. WINSLOW, *Chairman.*

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 179, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Senate Bill No. 180, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Assembly Bill No. 230, which passed the Senate by the following vote, as amended: Yeas, 17; nays, none; excused, 5.

Also, Assembly Bill No. 234, which passed the Senate by the following vote: Yeas, 16; nays, none; excused, 6.

Also, Assembly Bill No. 227, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Assembly Bill No. 242, which passed the Senate by the following vote, as amended: Yeas, 17; nays, none; excused, 5.

SOL HILP,

*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

Mr. Wright moved, duly seconded, that the House concur in Senate amendments to Assembly Bill No. 230.

Carried.

Mr. Russell moved, duly seconded, a reconsideration of Assembly Bill No. 302, which was lost.

Carried.

Roll-call on Assembly Bill No. 302, passed by the following vote (Mr. Liddell changing his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harris, Holmes, Hussman, Kearns, Kelliher, Kinghorn, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Reynolds, Russell, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—38.

NAYS—Messrs. Davis of Humboldt, Davis of Nye, Grimes, Hummel, Hunter, LaPoint, Lee, McBride, Price, and Schoer—11.

Absent—Messrs. Barnes, Cole, Harrington, and Swezy—4.

Mr. Adams moved, duly seconded, that the House rescind the action on Senate Bill No. 79.

Carried.

Senate Bill No. 79 placed on third reading and final passage.

Mr. Adams moved, duly seconded, that sections 6 and 8 be stricken out of the bill; make section 7 section 6, and section 9 section 8, and correct the other sections so they appear correct.

Carried.

Mr. Goodman moved, duly seconded, to amend section 5, line 7: Change February to April; in line 8 change April to October.

Motion lost.

Roll-call on Senate Bill No. 79, as amended:

YEAS—Messrs. Adams, Bachenberg, Cole, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Hash, Holmes, Hummel, Hunter, Kinghorn, LaPoint, Lee, Lozano, McBride, McCarthy, Preston, Price, Russell, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—30.

NAYS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Fitzgerald of Elko, Goodman, Grimes, Haight, Hussman, Kearns, Kelliher, Mighels, Oliver, Reynolds, Sullivan, and Todd—16.

Absent—Messrs. Feely, Harrington, Harris, Liddell, Sullivan, Swezy, and Welshons—7.

SPECIAL ORDER

Substitute for Assembly Bill No. 102.

On motion of Mr. Cole, Substitute for Assembly Bill No. 102 was indefinitely postponed.

Senate Bill No. 123, read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—47.

NAYS—None.

Absent—Messrs. Harris, McCarthy, Schoer, Sullivan, Swezy, and Welshons—6.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 148 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 163, Senate Bill No. 165, and Senate Bill No. 173, and recommends they do pass.

Also, Senate Bills Nos. 170 and 176, and recommends that they do not pass.

Also, Senate Bill No. 162, and recommends it do pass with this amendment: Where the words "seven thousand dollars" appear, change so as to read "six thousand dollars."

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 288 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass, because we consider it unconstitutional.

Also, Assembly Bill No. 215, and recommends it do pass, after having been amended as follows: In line 26, page 2 of the original bill, strike out the words "and liens," and in line 1 of page 3 of the original bill, strike out the words "or liens."

Also, Assembly Bill No. 202, and recommends it do pass, after having been amended as follows: In line 3 of section 1 of the original bill, strike out the word "September," and insert in lieu thereof the word "August."

Also, Senate Bill No. 168, and recommends it do pass, after having been amended as follows: Strike out section 1 of said Act, which seeks to amend section 390 of the Civil Practice Act, Revised Laws of Nevada, 1912, for the reason that an Act has already been passed concerning said section, and we recommend that section 2 of this bill be amended to read section 1; and that section 3 be amended to read section 2, that section 4 be amended to read section 3, that section 5 be amended to read section 4, that section 6 be amended to read section 5, and that section 7 be amended to read section 6.

Also, Assembly Bill No. 249, and reports the same with the recommendation that a substitute therefor, hereto attached, do pass.

Also, Assembly Bill No. 263, and reports unfavorably on the same, with the rec-



ommendation that it do not pass, for the reason that we have already passed a bill covering the same subject-matter.

Also, Assembly Bill No. 9, Assembly Bill No. 281, Assembly Bill No. 276, and recommends that they do not pass.

Also, Assembly Bill No. 295, Senate Bill No. 155, Assembly Bill No. 293, and recommends that they do pass.

WM. FORMAN, *Chairman.*

#### INTRODUCTION AND FIRST READING

By White Pine Delegation:

Assembly Bill No. 323—An Act fixing and establishing the fees to be charged in certain cases by the County Clerk of the Ninth Judicial District Court in the State of Nevada, and providing for the disposition of such fees, and to repeal a certain Act.

On motion of Mr. Haight, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to White Pine Delegation.

By Judiciary Committee:

Assembly Bill No. 324—An Act to amend an Act entitled "An Act prescribing the official oath of the State of Nevada," approved January 16, 1865.

On motion of Mr. Lozano, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Judiciary.

By Mr. Cole:

Assembly Joint and Concurrent Resolution No. 17, relative to the Panama-Pacific International Exposition.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

On motion of Mr. Kinghorn, duly seconded, Assembly Joint and Concurrent Resolution No. 13 was taken from table and indefinitely postponed.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The White Pine Delegation has had Assembly Bill No. 323 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman.*

#### GENERAL FILE AND THIRD READING

Senate Bill No. 143 read third time, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Price, Reynolds, Sullivan, Todd, Williams, Wilson, Wright, and Mr. Speaker—38.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Cole, Ferguson, Harrington, Harris, Hussman, McCarthy, Preston, Russell, Schoer, Swezy, Tranter, Welshons, and Winslow—15.

Senate Bill No. 146 read third time, and passed by the following vote (Mr. Forman changing his vote from nay to yea):

YEAS—Messrs. Adams, Baird, Cole, Feely, Ferguson, Fernald, Fitzgerald of

Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Goodman, Hash, Holmes, Hunter, Kearns, Kelliher, Kinghorn, Mighels, McBride, McCarthy, Oliver, Reynolds, Sullivan, Todd, Williams, Winslow, and Mr. Speaker—27.

YAYS—Messrs. Davis of Nye, Grimes, Lee, Lozano, Price, Tranter, Wilson, and Wright—8.

Absent—Messrs. Bachenberg, Barnes, Buol, Davis of Humboldt, Friedhoff of Washoe, Gardiner, Haight, Harrington, Harris, Hunter, Hussman, LaPoint, Liddell, Preston, Russell, Schoer, Swezy, and Welshons—18.

Substitute for Senate Bill No. 24.

Placed on third reading and final passage.

Mr. Mighels moved, duly seconded, to amend section 1, line 7, by striking out the words "motorcycle and motor bicycle."

Motion lost.

Mr. Mighels moved, duly seconded, to amend section 2, line 11: Strike out the words "five dollars" and insert the words "money collected on horsepower rating." Amend section 2, line 8: Strike out the words "five dollars" and insert in lieu thereof "rated at 12½ cents per horsepower, the minimum horsepower rating to be twenty horsepower."

Amendments adopted.

Substitute for Senate Bill No. 24, as amended, passed by the following vote:

YAYS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—None.

Absent—Messrs. Bachenberg, Haight, Harrington, Harris, Russell, Schoer, Swezy, and Welshons—8.

Senate Bill No. 138 read third time, and passed by the following vote:

YAYS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Schoer, Swezy, Todd, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—Mr. Adams.

Absent—Messrs. Bachenberg, Haight, Harrington, Harris, Kearns, Reynolds, Russell, Sullivan, and Tranter—9.

Substitute for Senate Bill No. 95 read third time, and passed by the following vote:

YAYS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—Mr. Fitzgerald of Elko.

Absent—Messrs. Bachenberg, Haight, Harrington, Harris, Schoer, and Swezy—6.

Assembly Bill No. 287.

On motion of Mr. Kearns, duly seconded, Assembly Bill No. 287 was laid on the table.

Assembly Bill No. 294.

On motion of Mr. Buol, duly seconded, Assembly Bill No. 294 was indefinitely postponed.



Assembly Bill No. 263.

On motion of Mr. Buol, duly seconded, Assembly Bill No. 263 was indefinitely postponed.

Assembly Bill No. 281.

On motion of Mr. Buol, duly seconded, Assembly Bill No. 281 was indefinitely postponed.

Assembly Bill 293.

On motion of Mr. Hash, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Adams, Bachenberg, Gardiner, Harrington, Haight, Hash, Russell, Schoer, and Sweezy—9.

Not voting—Mr. Fitzgerald of Eureka.

Assembly Bill No. 276.

On motion of Mr. Wright, duly seconded, Assembly Bill No. 276 was laid on the table.

Assembly Bill No. 9.

On motion of Mr. Fitzgerald of Elko, Assembly Bill No. 9 was indefinitely postponed.

Assembly Bill No. 295.

On motion of Mr. Mighels, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Barnes, Harrington, and Harris—3.

Assembly Bill No. 288.

On motion of Mr. Tranter, duly seconded, Assembly Bill No. 288 was laid on the table.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Eureka Delegation has had Senate Bill No. 150 under consideration, and begs leave to report that one member of said delegation is in favor of the bill and one against it.

SPENCER REYNOLDS,  
A. L. FITZGERALD.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 55 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of

Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—50.

NAYS—None.

Absent—Messrs. Grimes, Harris, and Swezy—3.

Senate Bill No. 156.

On motion of Mr. Kearns, duly seconded, Senate Bill No. 156 was laid on the table.

Senate Bill No. 81.

Mr. Mighels moved, duly seconded, that the report of the committee, with amendment, be adopted.

Motion lost.

Read third time and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Kelliher, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Russell, Tranter, Williams, Wilson, Wright, and Mr. Speaker—37.

NAYS—Messrs. Hussman, Kearns, Kinghorn, LaPoint, Lee, McBride, Price, Reynolds, and Todd—8.

Absent—Messrs. Feely, Harris, Sullivan, Swezy, Schoer, Welshons, and Winslow—7.

Senate Joint and Concurrent Resolution No. 9 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

On motion of Mr. Kearns, duly seconded, Senate Bill No. 96 was laid on the table.

On motion of Mr. McBride, duly seconded, Senate Bill No. 152 was made a special order for 11 a. m., March 19, 1913.

Senate Bill No. 161 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hash, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Oliver, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—40.

NAYS—None.

Absent—Messrs. Bachenberg, Harris, Holmes, Kelliher, Mighels, McBride, Preston, Schoer, Swezy, Welshons, and Wright—11.

Not voting—Messrs. Forman and Grimes—2.

Senate Bill No. 140 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Liddell,



McCarthy, Oliver, Price, Reynolds, Russell, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—37.

NAYS—Messrs. Hash and Lozano—2.

Absent—Messrs. Bachenberg, Barnes, Grimes, Harris, Holmes, Lee, Mighels, McBride, Preston, Schoer, Sullivan, Swezy, Welshons, and Wright—14.

Senate Bill No. 130 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Oliver, Preston, Reynolds, Russell, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—38.

NAYS—Mr. Fitzgerald of Eureka.

Absent—Messrs. Bachenberg, Harrington, Harris, Holmes, Hummel, Kelliher, Mighels, McBride, Price, Schoer, Sullivan, Swezy, Welshons, and Wright—14.

The Sergeant-at-Arms announced a message from the Senate.

Assembly Bill No. 291.

Placed at bottom of the file.

Senate Bill No. 89 read third time, and lost by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Davis of Nye, Feely, Ferguson, Fernald, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Lee, Price, Tranter, and Winslow—17.

NAYS—Messrs. Davis of Humboldt, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Hash, Hummel, Hussman, Kearns, Kinghorn, LaPoint, Liddell, Lozano, McCarthy, Oliver, Preston, Russell, Wilson, and Mr. Speaker—19.

Absent—Messrs. Bachenberg, Harrington, Harris, Holmes, Hunter, Kelliher, Mighels, McBride, Reynolds, Schoer, Sullivan, Swezy, Todd, Welshons, Williams, and Wright—17.

Assembly Bill No. 307.

On motion of Mr. Kearns, duly seconded, the bill was indefinitely postponed.

Senate Bill No. 136.

On motion of Mr. Kinghorn, duly seconded, the bill was laid on the table.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 168, which passed the Senate by the following vote, as amended: Yeas, 13; nays, 8; excused, 1.

SOL HILP,

*Assistant Secretary of the Senate.*

On motion of Mr. Cole, duly seconded, the House refused to concur in Senate amendments to Assembly Bill No. 168.

Assembly Bill No. 323.

On motion of Mr. Haight, duly seconded, as an emergency measure, Assembly Bill No. 323 was taken up out of order.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride,

McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.  
 NAYS—None.

Substitute for Senate Bill No. 13 read third time, and passed by the following vote:

YEAS—MESSRS. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.  
 NAYS—None.

Senate Joint and Concurrent Resolution No. 11 read third time and passed by the following vote:

YEAS—MESSRS. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.  
 NAYS—None.

Senate Bill No. 107.

Bill laid on the table.

Senate Bill No. 154 read third time, and passed by the following vote:

YEAS—MESSRS. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.  
 NAYS—None.

#### REPORTS OF COMMITTEES

Assembly Bill No. 241, reported by Committee on Elections, with amendments.

On motion of Mr. Harrington report of committee was ordered printed.

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bill No. 324 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 66, 206, 208, 111, 212, 248, 261, 275, Substitute for Assembly Bill No. 179 and Assembly Joint and Concurrent Resolution No. 9 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

#### UNFINISHED BUSINESS

On motion of Mr. Cole, duly seconded, Senate Bill No. 99 was referred to Mineral Delegation.



## MOTIONS AND RESOLUTIONS

By Mr. Wilson:

WHEREAS, The number of bills and resolutions introduced in the Twenty-sixth Session of the Nevada Legislature, has reached a number greater than that of any previous session; and

WHEREAS, The sessions have never been delayed by any delay in printing; and

WHEREAS, The reports of the state officers have entailed a great deal of energy and attention on the part of the Superintendent of State Printing, in addition to the demands of the Legislature; therefore,

*Be it resolved*, That we hereby express our appreciation of the work of the Superintendent of State Printing, and commend him on his promptness in delivering work, the excellent character of the work done by his department, and the administration of his office during his incumbency.

Resolution adopted.

Mr. Bachenberg moved, duly seconded, to reconsider the vote on Assembly Bill No. 299.

Carried.

On motion of Mr. Bachenberg, duly seconded, Assembly Bill No. 299 was laid on the table.

On motion of Mr. Liddell, duly seconded, the House resolved itself into Committee of the Whole to consider such bills as might come before it.

House in Committee of the Whole at 5 p. m., Mr. Lee in the chair.

Committee arose at 5:05 p. m.

## HOUSE IN SESSION

Speaker pro tem in the chair.

## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass: Assembly Bills Nos. 216 and 306, and Assembly Joint and Concurrent Resolution No. 17.

A. V. LEE, *Chairman.*

## SECOND READING AND REFERENCE

Senate Bill No. 179.

No objection, referred to White Pine Delegation.

Senate Bill No. 180.

No objection, referred to Committee on Labor.

On motion of Mr. Friedhoff, duly seconded, the House adjourned to 10 a. m. March 19, 1913.

House adjourned at 5:10 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*

THE FIFTY-NINTH DAY

CARSON CITY (Wednesday), March 19, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Harrington and Holmes, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. Lloyd B. Thomas.

On motion of Mr. Friedhoff of Lyon, duly seconded, the Journal was considered read, and approved.

On motion of Mr. Fitzgerald of Eureka, duly seconded, Senate Bill No. 136 was taken from the table.

REPORTS OF COMMITTEES

*Mr. Speaker:*

The Storey Delegation has had Senate Bill No. 142 under consideration, and begs leave to report unfavorably on the same, with the recommendation that it do not pass.

ED. G. HUMMEL, *Chairman.*

*Mr. Speaker:*

The White Pine Delegation has had Senate Bill No. 179 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

ALEX BAIRD, *Chairman.*

*Mr. Speaker:*

Your Committee on Labor has had Senate Bill No. 180 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

W. T. OLIVER, *Chairman.*

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Substitute for Assembly Bill No. 172, which passed the Senate by the following vote, as amended: Yeas, 19; nays, none; excused, 3.

Also, Assembly Joint and Concurrent Resolution No. 15, which was adopted by a unanimous vote of the Senate, and a vote of thanks extended to the people of Tonopah.

Also, Assembly Bill No. 236, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 145, which passed the Senate by the following vote, as amended: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 269, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 2; not voting, 1.

Also, Assembly Bill No. 63, which passed the Senate by the following vote, as amended: Yeas, 17; nays, 3; excused, 2.

Also, Assembly Bill No. 246, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 132, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 171, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.



Also, Assembly Bill No. 245, which passed the Senate by the following vote: Yeas, 20; nays, none; excused 2.

Also, Senate Bill No. 175, which passed the Senate by the following vote: Yeas, 19; nays, 1; excused, 2.

Also, Assembly Bill No. 255, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 178, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Bill No. 204, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Senate Bill No. 167, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 266, which passed the Senate by the following vote: Yeas, 16; nays, 3; excused, 2; not voting, 1.

Also, Assembly Bill No. 284, which passed the Senate by the following vote, as amended: Yeas, 18; nays, none; excused, 4.

Also, Assembly Bill No. 203, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Substitute for Assembly Bill No. 12, which passed the Senate by the following vote: Yeas, 18; nays, 1; excused, 3.

Also, Assembly Bill No. 205, which passed the Senate by the following vote: Yeas, 15; nays, 5; excused, 1; not voting, 1.

SOL HILP,  
*Assistant Secretary of the Senate.*

On motion of Mr. Haight, duly seconded, the house concurred in Senate amendments to Assembly Bill No. 284.

On motion of Mr. Haight, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 63.

On motion of Mr. Ferguson, duly seconded, the House concurred in Senate amendments to Substitute for Assembly Bill No. 172.

Mr. Williams moved, duly seconded, that Senate Bill No. 96 be taken from the table.

Motion lost.

On motion of Mr. Lee, duly seconded, Senate Bill No. 170 was referred to Committee of the Whole.

Mr. Preston moved, duly seconded, that Senate Bill No. 137 be taken from the table.

Motion lost.

#### SECOND READING AND REFERENCE

Senate Bill No. 182.

No objection, referred to Committee on Education.

Senate Bill No. 175.

No objection, referred to Committee on Judiciary.

Senate Bill No. 178.

No objection, referred to Committee on Judiciary.

Senate Bill No. 167.

No objection, referred to Committees on Education and Public Morals.

#### INTRODUCTION AND FIRST READING

By Ways and Means Committee:

Assembly Bill No. 325—An Act for the relief of certain persons in performing services for typewriting in connection with Assembly Bill No. 241.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

By Ways and Means Committee:

Assembly Bill No. 326—An Act providing for the disposition of a portion of the patients' deposit fund of the Nevada Hospital for Mental Diseases.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

GENERAL FILE AND THIRD READING

On motion of Mr. Fitzgerald of Eureka, duly seconded, Senate Bill No. 136 was taken up out of order, read third time, and passed by the following vote:

YEAS—Messrs. Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harris, Hash, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Winslow, and Mr. Speaker—41.

NAYS—Messrs. Adams, Fitzgerald of Elko, and McBride—3.

Absent—Messrs. Forman, Gardiner, Harrington, Holmes, Hummel, Liddell, Russell, Wilson, and Wright—9.

Assembly Bill No. 212.

On motion of Mr. Lozano, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, and Mr. Speaker—43.

NAYS—None.

Absent—Messrs. Bachenberg, Forman, Gardiner, Harrington, Holmes, Russell, Schoer, Welshons, and Wright—10.

Senate Bill No. 168.

Mr. Holmes marked present.

On motion of Mr. Lozano, duly seconded, the amendments offered by committee were adopted.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Joint and Concurrent Resolution No. 17.

On motion of Mr. Cole, duly seconded, the rules were suspended, resolution considered engrossed, placed on third reading and final passage,



and passed by the following vote (Mr. Fitzgerald of Elko changing his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—44.

NAYS—None.

Absent—Messrs. Feely, Forman, Harrington, Holmes, Preston, Russell, Schoer, Welshons, and Wright—9.

Assembly Bill No. 216.

On motion, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Winslow, and Mr. Speaker—42.

NAYS—Messrs. Harris and Liddell—2.

Absent—Messrs. Bachenberg, Forman, Harrington, Holmes, Kinghorn, Preston, Schoer, Welshons, and Wright—9.

Mr. Harrington marked present.

Assembly Bill No. 215.

Placed on third reading and final passage.

On motion of Mr. Haight, duly seconded, the report of the committee was adopted with amendments.

On motion of Mr. Haight, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Goodman, Grimes, Haight, Hash, Hummel, Hunter, Kelliher, Lozano, Mighels, Oliver, Preston, Sullivan, Tranter, Williams, Wilson, and Winslow—31.

NAYS—Messrs. Friedhoff of Washoe, Harris, Hussman, Kinghorn, LaPoint, Lee, Liddell, McBride, McCarthy, Price, Reynolds, Russell, Swezy, Todd, and Mr. Speaker—15.

Absent—Messrs. Gardiner, Harrington, Holmes, Kearns, Schoer, Welshons, and Wright—7.

Assembly Bill No. 306.

On motion, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 291.

Placed at bottom of the file.

Substitute for Assembly Bill No. 249.

On motion, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Oliver, Price, Reynolds, Schoer, Sullivan, Todd, Tranter, Williams, Winslow, and Mr. Speaker—42.

NAYS—Mr. Fitzgerald of Elko.

Absent—Messrs. Grimes, Holmes, Kinghorn, Mighels, Preston, Russell, Swezy, Welshons, Wilson, and Wright—10.

Assembly Bill No. 241.

On motion of Mr. Harris, duly seconded, amendments offered by committee were adopted.

Mr. Harrington offered the following amendment: Amend section 14, chapter 3, page 33, in line 73, by striking out the words "without indentation?" Add to end of section: "And the ballots shall be bound, numbered and perforated as provided in the Australian Ballot Law."

On motion of Mr. Harrington, duly seconded, all amendments offered were adopted.

Special order for 11:30 vacated and set for 2:30 p. m., March 19.

On motion, the House took a recess to 2 p. m.

House recessed at 12 m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

All present except Messrs. Fitzgerald of Eureka, Holmes, Kelliher, Russell, Schoer, Swezy, and Welshons, excused.

Roll-call of attachés.

All present.

### SPECIAL ORDER

Assembly Bill No. 324.

On motion, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—45.

NAYS—Mr. Fitzgerald of Elko.

Absent—Messrs. Fitzgerald of Eureka, Harris, Kelliher, Preston, Schoer, Swezy, and Welshons—7.

### COMMUNICATION

Communication from Judge Langan in regard to State Bank.

Referred to Attorney-General, and entered on the Journal.

CARSON CITY, NEVADA, March 19, 1913.

To the HON. T. A. BRANDON, *Speaker of the Assembly of the State of Nevada.*

MY DEAR SIR: My attention has been called by resolution, proposed legislation and various articles appearing through the press of the State to a serious reflection



upon, and criticism of, the administration of the affairs of the State Bank and Trust Company. This bank estate and the receivership thereof are now pending in the court over which I have the honor to preside. Under ordinary conditions, through usage, custom and practice contributing to the independence of the judiciary, it is eminently proper that judicial acts should be dependent solely upon competent evidence properly submitted to the Court and not upon public comment, rumor or extraneous matters. The reason for this, without further amplified statement, must be obvious. I am strongly of the opinion, however, that in justice to myself, to my position, and for the preservation and integrity of the court over which I preside, that in this instance a departure from this well-recognized rule and principle is more than amply justified. Aside from an assailment of my own personal integrity, honor and reputation, which after all is a man's dearest possession, the court and its integrity have been seriously questioned.

The purpose of this communication is to urge upon the honorable body over which you preside immediate action looking to a complete investigation of this receivership. If I have betrayed my trust, disgraced my office or wilfully violated my oath, the people of this State should know it, and my removal should follow. If, on the other hand, these attacks upon my reputation, honor and integrity are unwarranted, it is only fair that the court, myself and those dear to me should be made to realize the injustice of this statewide reflection.

If there should be delay in ordering ways and means for this investigation I propose at once to call the grand jury of Ormsby County in session, that all facts may be fully represented, and complete disclosures made.

I sincerely hope that the suggestions of this letter be speedily acted upon and that you will find it convenient and proper to communicate its contents to the Assembly.

Very respectfully,

FRANK P. LANGAN, *District Judge.*

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Kearns, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 145.

On motion of Mr. Wilson, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 242.

On motion of Mr. Haight, duly seconded, the House concurred in Senate amendments to Judiciary Substitute for Assembly Bill No. 12.

On motion of Mr. Cole, duly seconded, Senate Bill No. 96 was taken from the table.

Senate Bill No. 96 placed on third reading and final passage.

Mr. Cole moved to strike out section 1 and number the sections so that section 2 becomes section 1.

Carried.

Roll-call on Senate Bill No. 96, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

On motion of Mr. Oliver, duly seconded, Senate Bill No. 156 was taken from the table.

Senate Bill No. 152 read third time, and passed by the following vote (Mr. Bachenberg changing his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of

Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 241.

Mr. Liddell moved to amend as follows: Amend section 1 of chapter 1, line 2, by inserting the word "or" between the words "office" and "right," and by striking out the comma. Lines 3 and 4, strike out from and including the word "right" in line 3, and including the word "residence" in line 4. Line 12, strike out "(As amended, Stats. 1911, p. 318)."

Adopted.

On page 80, at end of section 3 of chapter 5, after the word "election," add: "The certificate of nomination herein provided shall state the name of the party or principle which the person nominated by petition of electors represents, but, in so doing, the name of no political party existing at the last preceding general election shall be used."

Page 51 of printed bill, before section 11, strike out the words "Partly obsolete—Sec. 20, Australian Ballot Law," leaving the title read, "Duties of Officers of Election."

Roll-call on Assembly Bill No. 241 as amended (Mr. Adams changing his vote from nay to yea):

YEAS—Messrs. Adams, Baird, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Hummel, Hunter, Hussman, LaPoint, Lee, Liddell, Lozano, McBride, McCarthy, Oliver, Price, Reynolds, Sullivan, Todd, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—37.

NAYS—Messrs. Bachenberg, Barnes, Davis of Nye, and Kinghorn—4.

Absent—Messrs. Fitzgerald of Eureka, Forman, Harris, Holmes, Kearns, Kelliher, Lozano, Preston, Russell, Schoer, Swezy, and Welshons—12.

Mr. Adams gave notice of a reconsideration of Assembly Bill No. 241.

Assembly Bill No. 291.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended, bill considered engrossed, and placed on third reading and final passage.

Mr. Gardiner moved, duly seconded, to amend as follows: Add to line 7, page 2 of the printed bill, after the word "commission," "the commission may employ and remove such other experts, clerks and assistants as it shall deem necessary and fix their compensations."

Amendment adopted.

Roll-call on Assembly Bill No. 291, as amended:

YEAS—Messrs. Adams, Bachenberg, Cole, Feely, Fernald, Friedhoff of Washoe, Gardiner, Hash, Hunter, Liddell, Lozano, Oliver, Preston, Price, Russell, Tranter, Williams, Wilson, Wright and Mr. Speaker—20.

NAYS—Messrs. Baird, Barnes, Buol, Davis of Humboldt, Fitzgerald of Elko, Goodman, Grimes, Haight, Harrington, Hummel, Hussman, Kearns, Kinghorn, LaPoint, Lee, McCarthy, Reynolds, Sullivan, Todd, and Winslow—20.

Absent—Messrs. Davis of Nye, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Harris, Holmes, Kelliher, Mighels, McBride, Schoer, Swezy, and Welshons—13.

Mr. Haight moved, duly seconded, that unanimous consent be given to reconsider Assembly Bill No. 241.

Carried.



Mr. Haight moved to amend as follows: Amend section 6, chapter 10 of Assembly Bill No. 241, by striking out all of lines 5, 8, 59, and 60 of the printed bill.

Amendment adopted.

Roll-call on Assembly Bill No. 241, as amended (Mr. Adams changing his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Cole, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Hash, Hummel, Hunter, Hussman, Kearns, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Sullivan, Tranter, Williams, Wilson, Winslow, Wright, and Mr. Speaker—36.

NAYS—Messrs. Barnes, Davis of Nye, Feely, Grimes, and Kinghorn—5.

Absent—Messrs. Davis of Humboldt, Ferguson, Fitzgerald of Eureka, Forman, Harris, Holmes, Kelliher, Preston, Schoer, Swezy, Todd, and Welshons—12.

Mr. Adams gave notice of a reconsideration of Assembly Bill No. 241.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

The Elko Delegation has had Assembly Bill No. 301 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendments: In the original bill, after the word "salary," in the sixth line, insert the words "and the regularly elected or appointed Justice of the Peace of Gold Circle Township of said county, the sum of fifty dollars (\$50) monthly as a salary." In line 7, change the word "Justice" to "Justices." After the word "law," in line 8, insert the following words: "and the board is also authorized and directed to appropriate from the treasury of said county and pay to the regularly elected or appointed Constable of Gold Circle Township of said county, the sum of seventy-five dollars (\$75) monthly as a salary, which shall be compensation in full for all services rendered in criminal cases; *provided*, that said constable shall retain all fees in civil cases now allowed by law."

Also, Senate Bill No. 153, and recommends that it do pass, with the following amendments: Add the following after section 1:

SEC. 2. All fees collected by said County Clerk under the provisions of this Act shall be by him turned into the general fund of said Elko County on the last of each month and none of the same shall be retained by him.

SEC. 3. All Acts and parts of Acts in conflict with this Act are hereby repealed.

GEORGE B. RUSSELL, *Chairman*.

Amendments adopted.

*Mr. Speaker:*

Your Committee on Public Printing has had Assembly Bill No. 297 under consideration, and begs leave to report the same without recommendation.

W. P. HARRINGTON, *Chairman*.

*Mr. Speaker:*

Your Committee on Education has had Senate Bill No. 182 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 178, and reports unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 167, and reports favorably on the same, with the recommendation that it do pass.

W. G. HUNTER, *Chairman*.

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills No. 171, 205, 236, 65, 224, 203, and 204 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman*.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 170.

Referred to Committee of the Whole.

Senate Bill No. 155 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Senate Bill No. 165.

Mr. Cole moved, duly seconded, to amend section 1, line 5, by striking out "four thousand" and inserting in lieu thereof the words "twenty-four hundred."

Carried.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Feely, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Hash, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, McCarthy, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Williams, Wright, and Mr. Speaker—35.

NAYS—Messrs. Buol and Davis of Humboldt—2.

Absent—Messrs. Davis of Nye, Fitzgerald of Eureka, Forman, Harrington, Harris, Holmes, Hummel, Kelliher, Mighels, McBride, Oliver, Schoer, Swezy, Welshons, Wilson, and Winslow—16.

Senate Bill No. 148.

Mr. Sullivan moved to amend as follows:

SEC. 4. When required by law, or otherwise, that examination be made of the books, records or accounts of any officer, department, or public institution of the State of Nevada, or of any city or county therein, such examination shall be made by a certified public accountant, duly qualified as such, under the provisions of this Act.

Amendment adopted.

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Mr. Sullivan moved to amend the title of Senate Bill No. 148 by inserting after the word "accountants" in the fourth line the following: "to provide for examination of state, county and city accounts."

Carried.

Senate Bill No. 176.

Referred to Committee of the Whole.

Senate Bill No. 173.

Referred to Committee of the Whole.



Senate Bill No. 162.

Placed on third reading and final passage.

Mr. Wright moved the adoption of report of Committee of Ways and Means.

Carried.

Mr. Gardiner moved, duly seconded, to amend Senate Bill No. 162 by numbering section 2 section 3, and to add new section 2 as follows:

SEC. 2. The foregoing sum shall be in full payment of all duties now or hereafter required of such officers, not only for ordinary duties required of such officers, but in any manner whatever.

Carried.

Mr. Buol moved to amend section 1, line 10 of printed bill: Strike out the word "twenty-four" and insert in lieu thereof "thirty-six." In line 11 strike out the figures "2" and "4" and insert in lieu thereof the words "three" and "six".

Amendments adopted.

Mr. Lozano moved that the House reconsider the adoption of report of Committee on Ways and Means.

Motion lost.

Roll-call on Senate Bill No. 162, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Hummel, Hunter, Hussman, Kearns, Kinghorn, LaPoint, Lee, Lozano, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Todd, Williams, Wilson, Winslow, Wright, and Mr. Speaker—42.

NAYS—Messrs. Russell and Schoer—2.

Absent—Messrs. Fitzgerald of Eureka, Holmes, Kelliher, Liddell, Mighels, Sullivan, Swezy, Tranter, and Welshons—9.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Joint and Concurrent Resolution No. 16 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass after having been amended as follows: After the word "labor," in the last line of the original resolution, add the words "all such contracts, however, shall be subject to the approval of the Governor?"

Also, Senate Bill No. 175, and recommends it do pass.

Also, Assembly Bill No. 285, and recommends it do not pass.

Also, Senate Bill No. 178, and recommends it do pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

Your Committee on Public Roads and Highways has had Assembly Bill No. 286 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J.-B. FITZGERALD, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Bills Nos. 245, 230, and 90 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

#### MOTIONS AND RESOLUTIONS

*Mr. Speaker:*

Your Committee on Contingent Expenses has examined all bills hereto attached and found same correct, and begs leave to report favorably on the same; therefore,  
*Be it resolved,* That the sum of \$400.75 is hereby appropriated out of the Legis-

lative Fund for the payment of claims of parties set forth, in the statement hereto attached, and being for the sum of \$400.75:

|  |                 |
|--|-----------------|
| Mrs. Kate Raftice, supplies.....         | \$23.75         |
| Heidenreich & Marr, repairs.....         | 5.00            |
| Carson City News, stationery.....        | 80.85           |
| E. J. Walsh, supplies.....               | 23.50           |
| C. F. Cutts, supplies.....               | 7.55            |
| A. G. Meyers, merchandise.....           | 1.50            |
| Henry Quill, supplies.....               | 12.50           |
| Telephone Company, services.....         | 4.00            |
| D. P. Morgan, mileage.....               | 7.50            |
| Dan Sullivan, supplies.....              | 2.40            |
| Dan Sullivan, supplies.....              | 2.40            |
| White Printing Co., typewriter rent..... | 20.00           |
| C. H. Gorman, mileage.....               | 8.00            |
| Jane Gurney, stenographer's fees.....    | 10.80           |
| Dr. H. E. Reid, mileage.....             | 8.00            |
| A. L. Haight, telegrams.....             | 2.40            |
| M. A. Downey, merchandise.....           | 8.00            |
| E. A. Kelliher, supplies.....            | 5.60            |
| T. P. Liddell, telegram.....             | 1.50            |
| D. J. Sullivan, court fees.....          | 14.20           |
| Carson Electric Laundry.....             | 8.00            |
| J. Saffell, locks and keys.....          | 2.30            |
| Gas bill, Assembly.....                  | 20.58           |
| Electric light bill, Assembly.....       | 120.32          |
| <b>Total.....</b>                        | <b>\$400.75</b> |

WHEREAS, The sum of \$400.75 has been contracted for materials and supplies for the Assembly, and is now owing and unpaid, as shown by the report of the Committee on Contingent Expenses; therefore, be it

*Resolved*, That the State Controller be, and he is hereby, authorized to draw his warrant in favor of the Sergeant-at-Arms of the Assembly, A. J. Burke, for the sum of \$400.75, and the Treasurer shall pay the same; and said Sergeant-at-Arms shall pay the said bills and take receipts therefor, and deliver same receipts to said State Controller.

Resolution adopted.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 220, which passed the Senate by the following vote, as amended: Yeas, 21; nays, none; absent, 1.

Also, to inform your honorable body that on Substitute for Senate Bill No. 24, the Senate refuses to concur, and has appointed a Conference Committee composed of Senators Arnold, Kendall, and Fulmer.

Also, Assembly Bill No. 277, which passed the Senate by the following vote: Yeas, 21; nays, none; absent, 1.

Also, Assembly Bill No. 270, which passed the Senate by the following vote: Yeas, 20; nays, none; absent, 2.

Also, Substitute for Assembly Bill No. 176, which passed the Senate by the following vote: Yeas, 20; nays, none; absent, 2.

Also, Assembly Bill No. 280, which passed the Senate by the following vote: Yeas, 20; nays, none; absent, 2.

Also, Senate Bill No. 174, which passed the Senate by the following vote: Yeas, 20; nays, none; not voting, 1; absent, 1.

Also, Senate Bill No. 160, which passed the Senate by the following vote: Yeas, 18; nays, 1; absent, 3.

Also, Substitute for Assembly Bill No. 38, which passed the Senate by the following vote: Yeas, 19; nays, none; absent 3.

Also, Assembly Bill No. 289, which passed the Senate by the following vote: Yeas, 17; nays, 2; absent, 3.



Also, Senate Bill No. 79; Senate concurs in Assembly amendments.

Also, Assembly Bill No. 320, which passed the Senate by the following vote, as amended: Yeas, 16; nays, 4; absent, 2.

Also, Assembly Bill No. 201, which passed the Senate by the following vote, as amended: Yeas, 20; nays, none; absent, 2.

Also, Assembly Bill No. 308, which passed the Senate by the following vote, as amended: Yeas, 16; nays, 5; absent, 1.

Also, Substitute for Assembly Bill No. 278, which passed the Senate by the following vote: Yeas, 21; nays, none; absent, 1.

Also, Assembly Bill No. 262, which passed the Senate by the following vote: Yeas, 19; nays, none; absent, 3.

Also, Assembly Bill No. 292, which passed the Senate by the following vote: Yeas, 20; nays, none; absent, 2.

Also, Assembly Bill No. 290, which passed the Senate by the following vote: Yeas, 20; nays, none; absent, 2.

SOL HILP,  
*Assistant Secretary of the Senate.*

Mr. Holmes marked present.

On motion of Mr. Friedhoff of Lyon, duly seconded, the House refused to concur in Senate amendments to Assembly Bill No. 201, and Senate notified of Assembly action.

On motion of Mr. Haight, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 308.

On motion of Mr. Williams, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 220.

On motion of Mr. Mighels, duly seconded, the House concurred in Senate amendment to Assembly Bill No. 320.

Mr. Mighels moved, duly seconded, that the House refuse to recede from Assembly amendments to Substitute for Senate Bill No. 24, and Conference Committee be appointed.

Carried.

The Chair appointed Messrs. Mighels, LaPoint, and Hash as such committee.

#### INTRODUCTION AND FIRST READING

By Ways and Means Committee:

Assembly Bill No. 327—An Act to create a Legislative Fund.

On motion of Mr. Schoer, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

#### SECOND READING AND REFERENCE

Senate Bill No. 160.

No objection, referred to Committee on Agriculture.

Senate Bill No. 174.

No objection referred to Committee on Claims.

On motion of Mr. Schoer, duly seconded, Assembly Bill No. 327 was taken up out of order and declared an emergency bill.

On motion of Mr. Schoer, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bill No. 327.

House in Committee of the Whole at 4:15 p. m., Mr. McCarthy in the chair.

Committee arose at 4:17 p. m.

## HOUSE IN SESSION

Mr. Speaker in the chair.

## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 327 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

J. A. McCARTHY, *Chairman.*

Report adopted.

Assembly Bill No. 327.

On motion of Mr. Schoer, duly seconded, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Mr. Forman withdrew his notice of reconsideration of Senate Bill No. 146.

Senate Bill No. 163 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Forman, Friedhoff of Lyon, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Todd, Welshons, Williams, Winslow, and Mr. Speaker—38.

NAYS—Messrs. Fitzgerald of Elko, Friedhoff of Washoe, and Sullivan—3.

Absent—Messrs. Bachenberg, Fitzgerald of Eureka, Harrington, Hummel, Hunter, Kelliher, Lozano, Schoer, Swezy, Tranter, Wilson, and Wright—12.

Senate Bill No. 150 read third time, and passed by the following vote (Mr. Fitzgerald of Elko changing his vote from nay to yea):

YEAS—Messrs. Bachenberg, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Goodman, Hash, Hummel, Hunter, Hussman, Kearns, Lee, Mighels, McCarthy, Oliver, Preston, Russell, Sullivan, Todd, Williams, Wilson, and Mr. Speaker—28.

NAYS—Messrs. Adams, Baird, Buol, Fernald, Davis of Nye, Friedhoff of Washoe, Grimes, Haight, Harris, Holmes, Liddell, Lozano, McBride, Price, Reynolds, Welshons, and Winslow—17.

Absent—Messrs. Harrington, Kelliher, Kinghorn, LaPoint, Schoer, Swezy, Tranter, and Wright—8.

Senate Bill No. 179 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

On motion of Mr. Fitzgerald of Elko, duly seconded, Assembly Bill No. 184 was taken from the table.



On motion of Mr. Fitzgerald of Elko, Assembly Bill No. 184 was taken up out of order and placed on third reading and final passage.

Mr. Fitzgerald of Elko moved, duly seconded, to amend: Strike out section 3 of Assembly Bill No. 184.

Carried.

Mr. Cole moved, duly seconded, that amendment be laid on the table. Motion lost.

Mr. Haight moved, duly seconded, that section 4 be numbered section 3.

Carried.

Roll-call on Assembly Bill No. 184, as amended (Mr. McCarthy changing his vote from yea to nay):

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Feely, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Lee, Liddell, Lozano, Mighels, McBride, Preston, Russell, Todd, Tranter, Welshons, Wilson, Winslow, Wright, and Mr. Speaker—34.

NAYS—Messrs. Barnes, Cole, Davis of Humboldt, Davis of Nye, Ferguson, Fitzgerald of Eureka, Forman, Grimes, LaPoint, McCarthy, Oliver, Price, and Reynolds—13.

Absent—Messrs. Kelliher, Kinghorn, Schoer, Sullivan, Swezy, and Williams—6.

Mr. Adams moved, duly seconded, to amend the title by striking out the following words: "and all varieties of protected fish."

Carried.

Mr. Goodman moved, duly seconded, to amend the title by inserting the words "and to prohibit the purchase or sale of game birds and animals."

Amendment adopted.

Senate Bill No. 142 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Harris, Hunter, Hussman, Kinghorn, Lee, Liddell, Lozano, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Todd, Tranter, Welshons, and Winslow—32.

NAYS—Messrs. Ferguson, Grimes, Haight, Harrington, Hummel, Kearns, Wilson, and Mr. Speaker—8.

Absent—Messrs. Cole, Holmes, Hash, Kelliher, LaPoint, Mighels, McBride, Schoer, Sullivan, Swezy, Williams, and Wright—12.

Not voting—Mr. Forman.

Senate Bill No. 180 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Haight, Harrington, Harris, Hummel, Hunter, Hussman, Kinghorn, LaPoint, Lee, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Tranter, Welshons, and Mr. Speaker—34.

NAYS—Mr. Todd.

Absent—Messrs. Cole, Gardiner, Hash, Holmes, Kelliher, Kinghorn, Liddell, Lozano, Mighels, McBride, Schoer, Swezy, Williams, Wilson, Winslow, and Wright—16.

Not voting—Messrs. Fitzgerald of Eureka and Forman—2.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to inform your honorable body that a Conference Committee has been appointed on Assembly Bill No. 201, consisting of Senators Kendall, Arnold, and Chapin.

Also, that Assembly Bill No. 323 passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, that the Senate insists on its amendments to Assembly Bill No. 168, and has appointed Senators Kendall, Mills, and Coryell as a Conference Committee.

Also, that the Senate has appointed a Conference Committee on Assembly Bill No. 112, consisting of Senators Horsey, Chapin, and Carpenter.

Also, Assembly Bill No. 273, which passed the Senate by the following vote: Yeas, 20; nays, 1; excused, 1.

Also, Assembly Bill No. 254, which passed the Senate by the following vote: Yeas, 19; nays, 1; excused, 2.

SOL HILP,

*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

Mr. Cole moved that the Chair appoint a Conference Committee on Assembly Bill No. 168.

Carried.

The Chair appointed Messrs. Cole, Williams, and Sullivan, as such committee.

Mr. Lozano moved that the Chair appoint a Conference Committee on Assembly Bill No. 112.

Carried.

The Chair appointed Messrs. Harris, Hummel, and Lozano.

Mr. Friedhoff of Lyon moved, duly seconded, that the Chair appoint a Conference Committee on Assembly Bill No. 201.

Carried.

The Chair appointed Messrs. Friedhoff of Lyon, Cole, and Kinghorn.

#### INTRODUCTION AND FIRST READING

By Contingent Expenses Committee:

Assembly Bill No. 328—An Act to amend an Act entitled "An Act authorizing the Governor to offer a reward for the arrest and conviction of the person or persons guilty of the murder of Harry Cambron and three associates in Washoe County," approved February 17, 1911.

On motion of Mr. Sullivan, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee on Contingent Expenses.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 156.

Mr. Kearns moved, duly seconded, that Senate Bill No. 156 be indefinitely postponed.

Lost.

Mr. Oliver moved the adoption of amendments of committee.

Carried.

Mr. Friedhoff of Washoe moved to amend Senate Bill No. 156 in line 3, after the word "deposit," by striking out the words "or for safe-keeping." In lines 8 and 9 strike out the words "or for safe-keeping."

Carried.

Mr. Haight moved to amend section 1 by striking out the word "office," in line 7 of printed bill and inserting in lieu thereof the words "city or town."

Carried.



Mr. Harrington moved, duly seconded, to amend section 1, line 1: Strike out the words "person, firm."

Lost.

On motion of Mr. Cole, duly seconded, Hon. Samuel Platt was invited to address the House on Senate Bill No. 156.

Roll-call on Senate Bill No. 156, as amended (Mr. Fitzgerald of Elko changing his vote from nay to yea):

YEAS—Messrs. Bachenberg, Baird, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Goodman, Grimes, Harris, Kinghorn, LaPoint, Liddell, McCarthy, Oliver, Preston, Price, Russell, Tranter, Welshons, Williams, Winslow, Wright, and Mr. Speaker—29.

NAYS—Messrs. Barnes, Buol, Davis of Nye, Gardiner, Haight, Harrington, Hash, Hummel, Hunter, Hussman, Kearns, Lee, Lozano, Mighels, Reynolds, Schoer, Sullivan, and Todd—18.

Absent—Messrs. Holmes, Kelliher, McBride, Swezy, and Wilson—5.

Not voting—Mr. Adams.

Mr. Fitzgerald of Elko gave notice of a reconsideration of Senate Bill No. 156 on the next legislative day.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bill No. 63, and Substitutes for Assembly Bills Nos. 91, 145, 234, 246, and 266, with the engrossed copies thereof, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Claims has had Senate Bill No. 174 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

P. W. FEELY, *Chairman.*

*Mr. Speaker:*

Your Committee on Contingent Expenses has had Assembly Bill No. 328 under consideration, and begs leave to report the same without recommendation.

D. J. SULLIVAN, *Chairman.*

Mr. Kearns moved, duly seconded, that the House adjourn until 10 a. m., March 20, 1913.

Mr. Kinghorn moved, duly seconded, to amend the motion, that the House recess until 7:30 p. m., March 19, 1913.

Motion carried as amended.

#### HOUSE IN SESSION

At 7:30 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Mr. Swezy.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Agriculture has had Senate Bill No. 160 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

H. S. WINSLOW, *Chairman.*

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 77, which passed the Senate by the following vote: Yeas, 15; nays, 4; excused, 3.

Also, Substitute for Senate Bill No. 189, which passed the Senate by the following vote: Yeas, 15; nays, 6; excused, 1.

Also, Assembly Bill No. 219, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 164, which passed the Senate by the following vote: Yeas, 15; nays, 4; excused, 3.

Also, Assembly Bill No. 193, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 188, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Bill No. 309, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 259, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 293, which passed the Senate by the following vote: Yeas, 14; nays, 8.

Also, Assembly Bill No. 191, which passed the Senate by the following vote: Yeas, 20; nay, none; excused, 2.

Also, Senate Bill No. 149, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

SOL HILP,  
*Assistant Secretary of the Senate.*

SECOND READING AND REFERENCE

Senate Bill No. 149.

No objection, referred to Committee on Ways and Means.

GENERAL FILE AND THIRD READING

Assembly Bill No. 286.

Placed at bottom of the file.

Assembly Joint and Concurrent Resolution No. 16.

Mr. Kinghorn moved the adoption of the report of Judiciary Committee.

Lost.

Mr. Bachenberg moved, duly seconded, to amend the motion by striking out "Governor" in committee report and inserting "board of directors."

Carried.

Rules suspended, resolution considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Buol, Davis of Humboldt, Davis of Nye, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wilson, Wright, and Mr. Speaker—42.

NAYS—Mr. Barnes.

Absent—Messrs. Cole, Feely, Fitzgerald of Elko, Harrington, Hunter, Kearns, McCarthy, Schoer, Swezy, and Winslow—10.

On motion of Mr. Brandon, duly seconded, the House resolved itself into Committee of the Whole to consider such matters as might come before it.

House in Committee of the Whole at 7:50 p. m., Mr. Haight in the chair.

Committee of the Whole arose at 8:40 p. m.

HOUSE IN SESSION

Mr. Harris in the chair.



## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bills Nos. 322, 325, and 326, and Senate Bills Nos. 176, 173, and 170 under consideration, and reports favorably on the same, with the recommendation that they do pass.

A. L. HAIGHT, *Chairman.*

Report adopted.

## GENERAL FILE AND THIRD READING

Senate Bill No. 170 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Lozano, McCarthy, Oliver, Preston, Price, Sullivan, Todd, Tranter, Williams, Wilson, and Mr. Speaker—35.

NAYS—Messrs. Holmes, Welshons, and Wright—3.

Absent—Messrs. Davis of Nye, Feely, Fitzgerald of Elko, Harrington, Hummel, Hunter, Kearns, Liddell, Mighels, McBride, Reynolds, Russell, Schoer, Swezy, and Winslow—15.

## REPORTS OF COMMITTEES

*To the Senate and Assembly:*

Your Conference Committee on Assembly Bill No. 112 recommends the rejection of the following amendments: Section 2, strike out the words "at such time as the court may by rule or otherwise prescribe," and insert the same words after the word "shall" in line 5 of said section. Section 2, omit the words "or waived" in line 13. Section 9, omit in line 6 "or shall have waived his rights to such examination." Lines 8 and 9, strike out the words "if a preliminary examination has been waived, or," and insert comma after "when" and after "examination" and begin word "when" with a capital "W." The foregoing amendments, the rejection of which are recommended, are further designated by the word "no" written upon the original amendments. We recommend the adoption of all other amendments.

CHAS. LEE HORSEY,  
A. L. HAIGHT,  
WILLIAM GARDINER,  
WILLIAM FORMAN,  
L. N. CARPENTER,  
N. H. CHAPIN.

Report adopted, and the Senate notified of Assembly action.

On motion of Mr. Harris, duly seconded, the appointment of Messrs. Harris, Lozano, and Hummel as Conference Committee on Assembly Bill No. 212 was revoked.

## GENERAL FILE AND THIRD READING

Assembly Bill No. 325.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 322.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Hum-

boldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

The Sergeant-at-Arms announced a message from the Senate.

Assembly Bill No. 326.

No objection, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Senate Bill No. 176 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Goodman, Hash, Hussman, Kinghorn, Lee, Lozano, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Wilson, Wright, and Mr. Speaker—32.

NAYS—Messrs. Holmes and LaPoint—2.

Absent—Messrs. Davis of Nye, Fitzgerald of Elko, Forman, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, Liddell, Mighels, Schoer, Swezy, Williams, and Winslow—19.

Senate Bill No. 173 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 285.

On motion of Mr. Haight, duly seconded, Assembly Bill No. 285 was laid on the table.

Assembly Bill No. 328.

On motion of Mr. Buol, duly seconded, Assembly Bill No. 328 was indefinitely postponed.

Assembly Bill No. 301.

On motion of Mr. Russell, duly seconded, rules suspended, bill considered engrossed, placed on third reading, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.



Mr. Russell moved, duly seconded, to amend the title of Assembly Bill No. 301, by inserting after the word "Township" the words "the salary of the Justice of the Peace of Gold Circle Township and the salary of the Constable of Gold Circle Township."

Carried.

Assembly Bill 297.

Mr. Haight moved, duly seconded, to amend by striking out all from and including the word "and" in line 4 of section 2, down to and including the word "advertisement" in lines 8 and 9 of said section.

Amendment adopted.

On motion of Mr. Cole, duly seconded, Assembly Bill No. 297 was indefinitely postponed.

Assembly Bill No. 178 placed at bottom of the file.

Assembly Bill No. 286.

On motion of Mr. Wright, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Hash, Hussman, Kelliher, Kinghorn, LaPoint, Lee, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Wilson, and Mr. Speaker—37.

NAYS—None.

ABSENT—Messrs. Davis of Nye, Fitzgerald of Elko, Forman, Harris, Holmes, Hummel, Hunter, Kearns, Liddell, McBride, Schoer, Swezy, Welshons, Williams, Winslow, and Wright—16.

Senate Bill No. 174.

Referred to Committee of the Whole.

Senate Bill No. 175.

Placed at bottom of the file.

Senate Bill No. 178 read third time, and lost by the following vote (Messrs. Ferguson, Hash, and Mighels changing their votes from yea to nay):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Haight, Hussman, Kelliher, LaPoint, Lee, McCarthy, Oliver, Preston, Price, Sullivan, Tranter, Welshons, and Mr. Speaker—23.

NAYS—Messrs. Feely, Ferguson, Fernald, Fitzgerald of Eureka, Grimes, Harrington, Hash, Mighels, Reynolds, Russell, Todd, and Wilson—12.

ABSENT—Messrs. Davis of Humboldt, Davis of Nye, Fitzgerald of Elko, Forman, Harris, Holmes, Hummel, Hunter, Kearns, Kinghorn, Liddell, Lozano, McBride, Schoer, Swezy, Williams, Winslow, and Wright—18.

Senate Bill No. 157.

Mr. Harrington moved, duly seconded, to amend line 12 of section 2 by striking out the words and figures "eight (8)" and inserting in lieu thereof the words and figures "six (6)."

Read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Harrington, Hussman, Kelliher, Kinghorn, LaPoint, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, and Wright—31.

NAYS—Messrs. Hash, Lee, Lozano, and Mr. Speaker—4.

Absent—Messrs. Buol, Davis of Humboldt, Davis of Nye, Fitzgerald of Elko, Grimes, Haight, Harris, Holmes, Hummel, Hunter, Kearns, Liddell, McBride, Schoer, Swezy, Williams, Wilson, and Winslow—18.

Senate Bill No. 153 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Senate Bill No. 182 read third time, and lost by the following vote:

YEAS—Messrs. Baird, Buol, Ferguson, Gardiner, Goodman, Hash, Kelliher, Kinghorn, Lee, Lozano, Mighels, Oliver, Preston, Russell, Todd, Tranter, and Wright—17.

NAYS—Messrs. Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Grimes, Harrington, Hussman, LaPoint, McCarthy, Price, Reynolds, Schoer, Welshons, Williams, and Mr. Speaker—15.

Absent—Messrs. Bachenberg, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Fitzgerald of Elko, Forman, Haight, Harris, Holmes, Hummel, Hunter, Kearns, Liddell, McBride, Sullivan, Swezy, Wilson, and Winslow—12.

Not voting—Mr. Adams.

On motion of Mr. Harrington, duly seconded, Senate Bill No. 160 was made a special order for 11 a. m., March 20, 1913.

On motion of Mr. Kinghorn, duly seconded, the House adjourned until 10 a. m., March 20, 1913.

House adjourned at 9:45 p. m.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

Attest: W. L. HACKER,

*Chief Clerk of the Assembly.*



## THE SIXTIETH DAY

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CARSON CITY (Thursday), March 20, 1913.

House called to order at 10 a. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Hunter, Kearns, Kinghorn, and Mighels, excused.

Roll-call of attachés.

All present.

Prayer by the Chaplain, Rev. H. H. McCreery.

On motion of Mr. Bachenberg, duly seconded, the Journal was considered read, and approved.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Free Conference Committee on Assembly Bill No. 168 has had Assembly Bill No. 168 under consideration, and begs leave to report the same with the recommendation that the Senate amendments be concurred in with one exception, viz: The amendment numbered section 16 be amended by striking out in line 2 thereof the figures "1915" and inserting in lieu thereof the figures "1917"

GEO. A. COLE, *Chairman.*

Amendment adopted.

*Mr. Speaker:*

Your Committee on Judiciary has had Assembly Bills Nos. 75, 76, and 317 under consideration, and begs leave to report unfavorably on the same, with the recommendation that they do not pass.

WM. FORMAN, *Chairman.*

*Mr. Speaker:*

The Washoe Delegation has had Senate Bill No. 127 under consideration, and begs leave to report without recommendation.

A. W. HOLMES, *Chairman.*

*Mr. Speaker:*

Your Conference Committee on Assembly Bill No. 168 has had same under consideration, and begs leave to report that it has been unable to agree with a like committee of the Senate, and asks that it be discharged and a Free Conference Committee appointed on such bill.

GEO. A. COLE, *Chairman.*

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 207, 242, 269, and Assembly Joint and Concurrent Resolution No. 15 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Substitute for Assembly Bill No. 110, which passed the Senate by the following vote, as amended: Yeas, 12; nays, 9; excused, 1.

SOL HILP,  
*Assistant Secretary of the Senate.*

On motion of Mr. Forman, duly seconded, Assembly Bills Nos. 75 and 76 were indefinitely postponed.

On motion of Mr. Swezy, duly seconded, Assembly Bill No. 317 was indefinitely postponed.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to inform your honorable body that the Senate has concurred in the Assembly amendments to Senate Bill No. 24.

Also, to return Assembly Joint and Concurrent Resolution No. 17, which passed the Senate by the following vote: Yeas, 22; nays, none.

Also, Assembly Bill No. 196, which passed the Senate by the following vote: Yeas, 18, nays, 1; excused, 3.

Also, Senate Bill No. 181, which passed the Senate by the following vote: Yeas, 20; nays, 1; excused, 1.

Also, Senate Bill No. 172, which passed the Senate by the following vote: Yeas, 14; nays, 8.

Also, Assembly Bill No. 327, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Senate Bill No. 183, which passed the Senate by the following vote: Yeas, 15; nays, 7.

Also, Assembly Bill No. 318, which passed the Senate by the following vote: Yeas, 22; nays, none.

Also, Assembly Bill No. 158, which passed the Senate by the following vote: Yeas, 18; nays, 1; excused, 3.

Also, Assembly Bill No. 316, which passed the Senate by the following vote: Yeas, 13; nays, 6; not voting, 2; excused, 1.

Also, Assembly Bill No. 229, which passed the Senate by the following vote: Yeas, 15; nays, 6; excused, 1.

Also, Assembly Bill No. 321, which passed the Senate by the following vote: Yeas, 16; nays, 1; excused, 5.

Also, Assembly Bill No. 319, which passed the Senate by the following vote: Yeas, 21; nays, 1.

Also, Assembly Bill No. 170, which passed the Senate by the following vote: Yeas, 18; nays, 2; excused, 1.

SOL HILP,  
*Assistant Secretary of the Senate.*

#### SECOND READING AND REFERENCE

Senate Bill No. 181.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 172.

No objection, referred to Committee on Ways and Means.

Senate Bill No. 183.

No objection, referred to Committee on Ways and Means.

#### GENERAL FILE AND THIRD READING

Assembly Bill No. 178.

On motion of Mr. Tranter, Assembly Bill No. 178 was laid on the table.

On motion of Mr. Holmes, the House resolved itself into Committee of the Whole to take up such matters as might come before it.

House in Committee of the Whole at 10:25 a. m.

Mr. Swezy in the chair.

Committee arose at 10:30 a. m.

#### HOUSE IN SESSION

Mr. Speaker in the chair.



## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 174 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

CHAS. E. SWEZY, *Chairman.*

Report adopted.

Senate Bill No. 174 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Substitute for Senate Bill No. 127.

The following amendments were offered: Amend section 1 to read as follows: SECTION 1. The county of Washoe is hereby divided into four Assembly Districts as follows: All that portion of Washoe County included in the voting precincts as established by the Commissioners of Washoe County and known as voting precincts Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, and 10 shall be known as Assembly District No. 1, with five Assemblymen elected at large. The voting precincts of Sparks as established by the County Commissioners of Washoe County shall be known as Assembly District No. 2, with two Assemblymen elected at large; all that portion of Washoe County lying north and east of Reno and Sparks voting precincts shall be known as Assembly District No. 3, with one Assemblyman. All that portion of Washoe County lying west and south of Reno and Sparks precincts shall be known as Assembly District No. 4, with one Assemblyman.

Amend section 2 to read as follows:

SEC. 2. At each election held hereafter at which Assemblymen are to be elected or nominated for election from said county, there shall be elected or nominated by the qualified electors of Assembly District No. 1, five Assemblymen at large; Assembly District No. 2, two Assemblymen at large; Assembly District No. 3, one Assemblyman at large; Assembly District No. 4, one Assemblyman at large.

Amendments adopted.

Substitute for Senate Bill No. 127 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

## MOTIONS AND RESOLUTIONS

By Mr. Harrington:

*Resolved*, That the transcript of the evidence taken before the General Investigating Committee be distributed as follows: To each member of the Legislature 5 copies; to the Sergeant-at-Arms of each house 100 copies; the remainder to be

distributed between the offices of the Governor, Secretary of State, State Treasurer, State Controller, and Surveyor-General for distribution to the public.

Adopted.

Mr. Kearns marked present.

Senate Bill No. 175.

Mr. Brandon moved, duly seconded, to amend section 2, line 8 of the printed bill, by striking out remainder of section and inserting "or the Board of County Commissioners of such county may order said weir to be so constructed at the expense of the county, and such county shall have a right of action against the owner or lessee of said dam for all expenses incurred by said county in constructing said weir, and may recover judgment on said right of action, and satisfy the same in the manner now provided by law."

Amendment adopted.

Senate Bill No. 175 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

#### SPECIAL ORDER

Senate Bill No. 160.

Referred to Committee of the Whole.

On motion of Mr. Wright, duly seconded, the House resolved itself into Committee of the Whole to consider Senate Bill No. 160.

House in Committee of the Whole at 11:05 a. m., Mr. Goodman in the chair.

Committee arose at 11:20 a. m.

#### HOUSE IN SESSION

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 160 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. C. GOODMAN, *Chairman.*

Report adopted.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Substitute for Assembly Bill No. 110, which passed the Senate as amended, by the following vote: Yeas, 12; nays, 9; excused, 1.

SOL HILP,

*Assistant Secretary of the Senate.*

#### GENERAL FILE AND THIRD READING

Senate Bill No. 160.

Placed on third reading and final passage.

Mr. Tranter moved, duly seconded, to strike out section 27.

Lost.



Mr. Wright moved, duly seconded, to strike out section 31.

Lost.

Senate Bill No. 160 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Harrington, Harris, Hummel, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Russell, Schoer, Sullivan, Swezy, Todd, Welshons, Winslow, and Mr. Speaker—39.

NAYS—Messrs. Davis of Nye, Ferguson, Hash, Holmes, Lozano, Reynolds, Tranter, Williams, Wilson, and Wright—10.

Absent—Messrs. Goodman, Hunter, McBride, and Kinghorn—4.

On motion of Mr. Cole, duly seconded, the Assembly concurred in Senate amendments to Substitute for Assembly Bill No. 110.

On motion of Mr. Preston, duly seconded, the House recessed until 2 p. m.

### HOUSE IN SESSION

At 2 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

Roll-call of attachés.

All present.

### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 188, 191, 320, 316, 193, 273, 284, 254, 327, 308, and 255, and Substitute for Assembly Bill No. 172 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

Your Committee on Ways and Means has had Senate Bill No. 183 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass with the following amendment: Where "one thousand dollars" appears, it be changed so as to read "five hundred dollars."

Also, Senate Bill No. 86, and recommends it do not pass.

Also, Senate Bill No. 181, and recommends that it do pass.

Also, Senate Bill No. 149, and recommends that it do pass.

JOHN J. SCHOER, *Chairman.*

*Mr. Speaker:*

Your Conference Committee on Assembly Bill No. 201 has had said bill under consideration, and begs leave to report that it is unable to agree with a like committee of the Senate and recommends that this committee be discharged and a Free Conference Committee on said bill be appointed.

GEO. COLE, *Chairman.*

Report adopted.

### MOTIONS AND RESOLUTIONS

On motion of Mr. Bachenberg, duly seconded, Assembly Bill No. 299 was taken from the table.

Mr. Lozano moved, duly seconded, to strike out the words "or county," section 1, line 2.

Motion lost.

Mr. Lee moved, duly seconded, to strike out the word "sons" in section 1, line 4.

Motion lost.

On motion of Mr. Bachenberg, duly seconded, the rules were suspended,

bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Gardiner, Grimes, Harrington, Hunter, Kearns, Kelliher, Kinghorn, Mighels, Oliver, Preston, Russell, Schoer, Swezy, Todd, Tranter, Williams, Wilson, and Mr. Speaker—30.

NAYS—Messrs. Baird, Fernald, Goodman, Haight, Harris, Hash, Holmes, Hummel, Hussman, LaPoint, Lee, Liddell, Lozano, McCarthy, Reynolds, Sullivan, Welshons, and Wright—18.

Absent—Messrs. Fitzgerald of Elko, Friedhoff of Washoe, McBride, Price, and Winslow—5.

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Russell, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 302.

By Mr. Gardiner:

WHEREAS, The people of the city of Carson have extended the most cordial hospitality to the members of the Twenty-sixth Session of the Legislature and have provided for their entertainment and enjoyment in the most untiring and incessant manner; now, therefore,

*Be it resolved*, By the Assembly of the State of Nevada, and the members thereof, that we extend to the people of the city of Carson, and particularly to the ladies, our earnest thanks and our deep appreciation of their unselfish efforts to make our stay in Carson a happy one, and our declaration that their efforts have been successful far beyond their expectations or their knowledge; and

*Be it further resolved*, That we shall always treasure in memory the friends we have made in Carson, and that we leave them with our best wishes for their happiness and prosperity throughout the future.

Resolution adopted unanimously.

On motion of Mr. Friedhoff of Lyon, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 227.

On motion of Mr. Schoer, duly seconded, Substitute for Senate Bill No. 54 was taken from the table.

Mr. Wright moved, duly seconded, that Substitute for Senate Bill No. 54 be indefinitely postponed.

Motion lost.

On motion of Mr. Harrington, duly seconded, Substitute for Senate Bill No. 54 was made a special order for 3:30 p. m., March 20, 1913.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to inform your honorable body that on Assembly Bill No. 62, Senate refuses to concur in Assembly amendments and has appointed a Conference Committee consisting of Senators Arnold, Chapin, and Kendall.

Also, to return Assembly Bill No. 225, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 226, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Bill No. 235, which passed the Senate by the following vote: Yeas, 16; nays, 3; excused, 3.

Also, Assembly Bill No. 265, which passed the Senate by the following vote: Yeas, 18; nays, 1; excused, 3.

Also, Assembly Bill No. 107, which passed the Senate by the following vote: Yeas, 18; nays, 3; excused, 1.

Also, Assembly Bill No. 302, which passed the Senate by the following vote, as amended: Yeas, 18; nays, 1; excused, 3.



Also, Assembly Bill No. 249, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 214, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, Assembly Bill No. 267, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 271, which passed the Senate by the following vote: Yeas, 20; nays, 1; excused, 1.

Also, Assembly Bill No. 162, which passed the Senate by the following vote: Yeas, 21; nays, none; excused, 1.

Also, to transmit Senate Bill No. 177, which passed the Senate by the following vote: Yeas, 19; nays, 1; excused, 2.

SOL HILP,  
*Assistant Secretary of the Senate.*

#### INTRODUCTION AND FIRST READING

By Taxation Committee:

Assembly Bill No. 329—An Act to fix the salary of the First Associate Commissioner of the Railroad Commission of Nevada.

On motion of Mr. Cole, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

#### SECOND READING AND REFERENCE

Senate Bills Nos. 177, 183, 181, and 149.

No objection, referred to Committee of the Whole.

On motion of Mr. Cole, duly seconded, the House resolved itself into Committee of the Whole to take up such matters as might come before it.

House in Committee of the Whole at 2:50 p. m., Mr. Adams in the chair.

Committee arose at 3:05 p. m.

#### HOUSE IN SESSION

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 329 and Senate Bills Nos. 149, 181, and 177 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

Also, Senate Bill No. 183, and report favorably, with the recommendation that it do pass as amended.

P. E. ADAMS, *Chairman.*

Report adopted.

On motion of Mr. Wright, duly seconded, Senate Bill No. 86 was indefinitely postponed.

On motion of Mr. Friedhoff of Lyon, duly seconded, Assembly Bill No. 201 was indefinitely postponed.

On motion of Mr. Friedhoff of Lyon, duly seconded, Substitute for Assembly Bill No. 62 was indefinitely postponed.

House recessed for five minutes at 3:10 p. m.

#### HOUSE IN SESSION

At 3:15 p. m.

Mr. Speaker in the chair.

GENERAL FILE AND THIRD READING

Senate Bill No. 181 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald or Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

Assembly Bill No. 329.

Rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Haight, Harrington, Harris, Hummel, Hunter, Hussman, Kearns, Kelliher, LaPoint, Lee, Liddell, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Sullivan, Swezy, Todd, Welshons, Williams, Wilson, and Mr. Speaker—39.

NAYS—Messrs. Fernald, Goodman, Grimes, Hash, Holmes, Lozano, Russell, Tranter, and Wright—9.

Absent—Messrs. Fitzgerald of Elko, Kinghorn, McBride, Schoer, and Winslow—5.

SPECIAL ORDER

Substitute for Senate Bill No. 54.

On motion of Mr. Harrington, duly seconded, special order on Substitute for Senate Bill No. 54 was vacated and reset for 8 p. m., March 20, 1913.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Conference Committee appointed on Senate Bill No. 115 asks that the Assembly recede from its amendments.

W. P. HARRINGTON,  
H. R. MIGHELS.

Report adopted.

Senate Bill No. 183.

On motion of Mr. Harris, duly seconded, the report of committee with amendments was adopted.

Read third time, and lost by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Goodman, Harris, Holmes, Hummel, Hunter, Kearns, Kelliher, Liddell, Mighels, McBride, McCarthy, Oliver, Preston, Schoer, and Sullivan—24.

NAYS—Messrs. Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Grimes, Haight, Hash, Hussman, Kinghorn, LaPoint, Lee, Lozano, Price, Reynolds, Russell, Swezy, Todd, Tranter, Williams, Wilson, and Mr. Speaker—23.

Absent—Messrs. Fitzgerald of Elko, Forman, Harrington, Welshons, and Wright—5.

Not voting—Mr. Winslow.

Senate Bill No. 149 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harris, Hash, Holmes, Hummel, Hussman, Kearns, Kelliher, Lee, Liddell, Lozano, Mighels, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, Wilson, Wright, and Mr. Speaker—43.

NAYS—Mr. LaPoint.



Absent—Messrs. Davis of Nye, Fitzgerald of Elko, Forman, Harrington, Hunter, Kinghorn, McBride, Welshons, and Winslow—9.

Senate Bill No. 177 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to inform your honorable body that on Senate Bill No. 156 the Senate refuses to concur in Assembly amendments.

Also, to return Assembly Joint and Concurrent Resolution No. 16, which passed the Senate by the following vote, as amended: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 105, which passed the Senate by the following vote: Yeas, 15; nays, 5; excused, 1; not voting, 1.

Also, Assembly Bill No. 283, which passed the Senate by the following vote, as amended: Yeas, 16; nays, 5; excused, 1.

SOL HILP,  
*Assistant Secretary of the Senate.*

Mr. Kearns moved, duly seconded, that the House refuse to recede from its amendments to Senate Bill No. 156, and that a Conference Committee be appointed.

Carried.

Chair appointed Messrs. Cole, Fitzgerald of Eureka, and Hunter.

On motion of Mr. Swezy, duly seconded, the House concurred in Senate amendments to Assembly Joint and Concurrent Resolution No. 16.

On motion of Mr. Preston, duly seconded, the House concurred in Senate amendments to Substitute for Assembly Bill No. 283.

Mr. Cole moved, duly seconded, that the House refuse to concur in Senate amendments to Assembly Bill No. 105, and that a Conference Committee be appointed.

Carried.

The Chair appointed Messrs. Cole, Russell, and Haight.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 319, 321, 176, 227, 170, and 290, Substitute for Assembly Bills Nos. 77, 278, and 176, and Substitute for Substitute for Assembly Bill No. 189 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

On motion of Mr. Holmes, duly seconded, the House recessed until 7:30 p. m., March 20, 1913.

House recessed at 4 p. m.

#### HOUSE IN SESSION

At 7:30 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present.

MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present for the consideration of your honorable body Senate Bill No. 184, which passed the Senate by the following vote: Yeas, 18; nays, 2; excused, 2.

Also, to return Assembly Bill No. 286, which passed the Senate by the following vote: Yeas, 19; nays, 1; excused, 2.

Also, Assembly Bill No. 155, which passed the Senate by the following vote: Yeas, 20; nays, 1; excused, 1.

Also, Assembly Bill No. 64, which passed the Senate by the following vote: Yeas, 14; nays, 7; excused, 1.

SOL HILP,

*Assistant Secretary of the Senate.*

SECOND READING AND REFERENCE

Senate Bill No. 184.

No objection, referred to Committee of the Whole.

INTRODUCTION AND FIRST READING

By Clark and Lincoln Delegations:

Assembly Bill No. 330—An Act to repeal section 14 of an Act entitled "An Act fixing the salaries of the county officers of Lincoln County and providing for the compensation of a deputy sheriff therein," approved February 17, 1887.

On motion of Mr. Kinghorn, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Clark and Lincoln Delegations.

REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 323, 164, 292, 262, 280, 288, 219, 293, 220, 309, 229, 277 and Assembly Joint and Concurrent Resolution No. 17 with the engrossed copies, finds the same correctly enrolled, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

*Mr. Speaker:*

The Clark and Lincoln Delegations have had Assembly Bill No. 330 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

J. E. PRICE, *Chairman.*

On motion of Mr. Williams, duly seconded, Assembly Bill No. 330 was taken up out of order, and declared an emergency measure.

On motion of Mr. Williams, duly seconded, rules suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

SPECIAL ORDER

Substitute for Senate Bill No. 54 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Buol, Davis of Humboldt, Davis of Nye,



Feely, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Forman, Grimes, Harrington, Harris, Hummel, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, McBride, McCarthy, Preston, Reynolds, Schoer, Sullivan, Todd, and Welshons—28.

**NAYS**—Messrs. Baird, Ferguson, Fernald, Fitzgerald of Elko, Gardiner, Goodman, Haight, Hash, Holmes, Lozano, Mighels, Oliver, Russell, Tranter, Price, Williams, and Wright—17.

**Absent**—Messrs. Barnes, Cole, Fitzgerald of Eureka, Hunter, Liddell, Swezy, Wilson, and Winslow—8.

On motion of Mr. Holmes, duly seconded, the House resolved itself into Committee of the Whole to consider such matters as might come before it.

House in Committee of the Whole at 8:20 p. m., Mr. Lozano in the chair.

### HOUSE IN SESSION

Mr. Speaker in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bill No. 184 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass, as amended: Strike out section 93. Strike out "5" and insert "4" in lieu thereof in section 105. Strike out section 123.

**SEC. 127.** For the receiving hospital of Nevada Hospital for Mental Diseases, five thousand (\$5,000) dollars.

**SEC. 128.** For moving-picture machine and bowling alley for the amusement of the inmates of the Nevada Hospital for Mental Diseases, one thousand (\$1,000) dollars.

**SEC. 129.** For the repair and rebuilding of outhouses and barns of the Nevada Hospital for Mental Diseases, two thousand (\$2,000) dollars.

J. LOZANO, *Chairman.*

The Sergeant-at-Arms announced message from the Senate.

#### GENERAL FILE AND THIRD READING

Senate Bill No. 184.

Placed on third reading and final passage.

Mr. Bachenberg moved, duly seconded, that section 93 be amended by striking out the words and figures "twenty-five thousand dollars (\$25,000)," and inserting in lieu thereof the words and figures "one dollar (\$1)."

Roll-call demanded by Messrs. Cole, Kinghorn, and Fitzgerald of Elko.

Carried by the following vote (Messrs. Baird and Buol changing their votes from yea to nay, and Mr. Fitzgerald of Elko from nay to yea):

**YEAS**—Messrs. Adams, Bachenberg, Barnes, Cole, Davis of Humboldt, Davis of Nye, Feely, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Harrington, Harris, Hummel, Hunter, Kearns, Kelliher, LaPoint, Lee, Liddell, McCarthy, Oliver, Price, Russell, Welshons, and Mr. Speaker—28.

**NAYS**—Messrs. Baird, Buol, Ferguson, Gardiner, Goodman, Grimes, Hash, Holmes, Hussman, Kinghorn, Lozano, Mighels, McBride, Reynolds, Schoer, Sullivan, Swezy, Todd, Tranter, Williams, and Wright—21.

**Absent**—Messrs. Haight, Preston, Wilson, and Winslow—4.

Mr. Welshons moved, duly seconded, to amend sections 105, 127, 128, and 129 to read as follows:

**SEC. 105.** For Regents' Fund, University of Nevada, four thousand (\$4,000) dollars.

SEC. 127. For the receiving hospital of the Nevada Hospital for Mental Diseases, five thousand (\$5,000) dollars.

SEC. 128. For moving-picture machine and bowling alley for the amusement of the inmates of the Nevada Hospital for Mental Diseases, one thousand (\$1,000) dollars.

SEC. 129. For the repair and rebuilding of the outhouses and barns of the Nevada Hospital for Mental Diseases, two thousand (\$2,000) dollars. Amendments adopted.

Mr. Harrington offered the following amendment to section 126: Strike out the words "or otherwise."

Amendment adopted.

Mr. Williams offered the following amendment: Amend section 106 by changing the words and figures "four thousand (\$4,000) dollars" to "five thousand (\$5,000) dollars."

Amendment adopted.

Mr. Adams offered the following amendment: That section 123 be stricken out of the bill and section 124 be section 123, and each section be advanced one in number up to the end of the bill.

Amendment adopted.

Roll-call on Senate Bill No. 184, as amended:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to present to your honorably body Assembly Bill No. 177, which passed the Senate by the following vote; Yeas, 20; nays, none; excused, 1; not voting, 1.

Also, Senate Bill No. 185, which passed the Senate by the following vote: Yeas, 16; nays, 5; excused, 1.

Also, Senate Bill No. 186, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 306, which passed the Senate by the following vote: Yeas, 18; nays, none; absent, 4.

Also, Assembly Bill No. 184, which passed the Senate by the following vote: Yeas, 19; nays, 2; excused, 1.

Also, Assembly Bill No. 322, which passed the Senate by the following vote: Yeas, 17; nays, 1; excused, 4.

Also, Assembly Bill No. 330, which passed the Senate by the following vote: Yeas, 19; nays, none; excused, 3.

Also, Assembly Bill No. 240, which passed the Senate by the following vote: Yeas, 13; nays, 9.

Also, Assembly Bill No. 329, which passed the Senate by the following vote: Yeas, 17; nays, none; excused, 5.

Also, Senate Bill No. 157, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 241, which passed the Senate by the following vote, as amended: Yeas, 14; nays, 6; excused, 2.

Also, Assembly Bill No. 330, which passed the Senate by the following vote: Yeas, 20; nays, none; excused, 2.

Also, Assembly Bill No. 125, which passed the Senate by the following vote: Yeas, 12; nays, 5; excused, 5.

SOL HILP,

*Assistant Secretary of the Senate.*



## REPORTS OF COMMITTEES

Mr. Cole offered the following resolution :

*Resolved*, That owing to the improbability of the same members of the Conference Committee on Assembly Bill No. 105 being able to agree, the Free Conference Committee thereon shall consist of three members other than those of the previous committee, and that the Senate be requested to do likewise and be notified hereof.

Adopted.

The Chair appointed Messrs. Forman, Kearns, and Lozano.

*Mr. Speaker:*

Your Conference Committee on Assembly Bill No. 105 has had said bill under consideration, and begs leave to report that the committee was unable to agree with a like committee of the Senate, and do recommend that a Free Conference Committee be appointed on said bill.

Also, Senate Bill No. 156, and reports that the Senate committee has agreed to recommend that the Senate do concur in the Assembly amendments.

GEO. A. COLE, *Chairman*.

On motion of Mr. Liddell, duly seconded, the House concurred in Senate amendments to Assembly Bill No. 241.

## INTRODUCTION AND FIRST READING

Senate Bill No. 157.

No objection, referred to Committee of the Whole.

Senate Bill No. 186.

No objection, referred to Committee of the Whole.

Senate Bill No. 185.

No objection, referred to Committee of the Whole.

On motion of Mr. Friedhoff of Lyon, duly seconded, the House resolved itself into Committee of the Whole to consider such matters as might come before it.

House in Committee of the Whole at 10:20 p. m., Mr. Cole in the chair.  
Committee of the Whole arose at 10:27 p. m.

## HOUSE IN SESSION

Mr. Speaker in the chair.

## REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Senate Bills Nos. 185, 186 and 157 under consideration, and begs leave to report favorably on the same, with the recommendation that they do pass.

GEO. A. COLE, *Chairman*.

Report adopted.

## GENERAL FILE AND THIRD READING

Senate Bill No. 157 read third time, and passed by the following vote (Mr. LaPoint changing his vote from nay to yea) :

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hunter, Hussman, Kelliher, LaPoint, Mighels, McBride, McCarthy, Oliver, Price, Reynolds, Russell, Sullivan, Todd, Tranter, Welshons, Williams, Wright, and Mr. Speaker—38.

NAYS—Messrs. Davis of Humboldt, Kinghorn, and Schoer—3.

Absent—Messrs. Davis of Nye, Forman, Friedhoff of Lyon, Hummel, Kearns, Lee, Liddell, Lozano, Preston, Swezy, Wilson, and Winslow—12.

Senate Bill No. 185 read third time, and lost by the following vote:

YEAS—Messrs. Fitzgerald of Elko, Friedhoff of Washoe, McCarthy, and Mighels—4.

NAYS—Messrs. Adams, Baird, Barnes, Cole, Davis of Humboldt, Feely, Ferguson, Fernald, Fitzgerald of Eureka, Gardiner, Goodman, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Kearns, Kelliher, Kinghorn, LaPoint, Lee, McBride, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Todd, Tranter, Welshons, Williams, Wright, and Mr. Speaker—36.

Absent—Messrs. Bachenberg, Buol, Davis of Nye, Forman, Friedhoff of Lyon, Grimes, Haight, Hussman, Liddell, Lozano, Swezy, Wilson, and Winslow—13.

Senate Bill No. 186 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Humboldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

#### COMMUNICATION FROM ATTACHÉS

*Resolved*, By the attachés of the Twenty-sixth Session of the Nevada Assembly, that as we have been given most courteous treatment and kindest consideration by the Assembly as a body, and the members individually, we desire to express, by this resolution, our sincere thanks and appreciation, and to assure the members of this Assembly that we shall ever remember them, and their many kindnesses, and wish for them future success, prosperity and happiness.

Received with thanks.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 105, the Free Conference Committee appointed by the Senate on Assembly Bill No. 105 being Senators Tannahill, Horsey, and Kendall.

SOL HILP,  
*Assistant Secretary of the Senate.*

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Free Conference on Assembly Bill No. 105 has had the same under consideration, and begs leave to report as follows: We recommend that the Senate recede from its amendments to section 2 and section 3 of said bill.

WM. FORMAN, *Chairman Assembly Committee.*  
CHAS. LEE HORSEY, *Chairman Senate Committee.*

Report adopted.

On motion of Mr. Harrington, duly seconded, the House recessed subject to the call of the Chair.

House recessed at 11 p. m.

#### HOUSE IN SESSION

At 11 p. m.

Mr. Speaker in the chair.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

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



body Senate Bill No. 184. The Senate concurs in Assembly amendments to sections 126, 127, and 129, and does not concur in sections 93, 123, and 128.

SOL HILP,  
*Assistant Secretary of the Senate.*

On motion of Mr. Harrington, duly seconded, the House refused to recede from its former amendments to Senate Bill No. 184.

Mr. Harris moved, duly seconded, that a Conference Committee be appointed to act with such committee of the Senate on Senate Bill No. 184, and that Senate be notified of Assembly action.

Carried.

The Chair appointed Messrs. Cole, Bachenberg, and Fitzgerald of Eureka to act as such committee.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Conference Committee on Senate Bill No. 184 reports that your committee cannot agree with a like committee of the Senate thereon and recommends that a Free Conference Committee be appointed thereon.

GEO. A. COLE, *Chairman.*

Report adopted.

The Chair appointed same committee.

House in recess.

#### HOUSE IN SESSION

At 11:17 p. m.

Speaker pro tem in the chair.

#### INTRODUCTION AND FIRST READING

Unanimous consent given to Mr. Brandon to introduce Assembly Bill No. 331—An Act to provide a fee bill for the office of Secretary of State.

On motion of Mr. Brandon, duly seconded, the rules were suspended, reading so far had considered first reading, rules further suspended, bill read second time by title, and referred to Committee of the Whole.

On motion of Mr. Brandon, duly seconded, the House resolved itself into Committee of the Whole to consider Assembly Bill No. 331.

House in Committee of the Whole at 11:18 p. m., Mr. Goodman in the chair.

Committee of the Whole arose at 11:19 p. m.

#### HOUSE IN SESSION

Speaker pro tem in the chair.

#### REPORT OF COMMITTEE OF THE WHOLE

*Mr. Speaker:*

Your Committee of the Whole has had Assembly Bill No. 331 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass.

WM. C. GOODMAN, *Chairman.*

On motion of Mr. Brandon, Assembly Bill No. 331 was declared an emergency measure, the rules were suspended, bill considered engrossed, placed on third reading and final passage, and passed by the following vote (Mr. Fitzgerald of Elko changed his vote from nay to yea):

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Buol, Cole, Davis of Hum-

boldt, Davis of Nye, Feely, Ferguson, Fernald, Fitzgerald of Elko, Fitzgerald of Eureka, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hummel, Hunter, Hussman, Kearns, Kelliher, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—53.

NAYS—None.

The Sergeant-at-Arms announced a committee from the Senate.

Senator Bergman announced that the Senate had appointed a Committee on Adjournment.

On motion of Mr. Haight, duly seconded, the Chair appointed a Committee on Adjournment, consisting of Messrs. Kinghorn, Davis of Nye, and Haight.

The Committee on Adjournment reported that the Senate and Assembly would adjourn at the hour of 11:58 p. m., March 20, 1913.

Report adopted, and committee discharged.

Mr. Harrington moved, duly seconded, that the Chair appoint a committee of two to read and approve the Journal of March 20, 1913.

Carried.

The Chair appointed Messrs. Harrington and Mighels.

#### MESSAGES FROM THE SENATE

*To the Honorable the Assembly:*

I have the honor herewith to return to your honorable body Assembly Bill No. 331, which passed the Senate by the following vote: Yeas, 12; nays, 6; excused, 4.

SOL HILP,

*Assistant Secretary of the Senate.*

#### MOTIONS AND RESOLUTIONS

On motion of Mr. Russell, duly seconded, the House concurred in Senate amendment to Assembly Bill No. 106.

#### REPORTS OF COMMITTEES

*Mr. Speaker:*

Your Committee on Enrollment has carefully compared Assembly Enrolled Bills Nos. 143, 331, 125, 168, 302, 240, 326, 105, 241, 259, 267, 235, 270, 107, 158, 196, 271, 225, 226, 214, 318, 10, 65, 329, 177, 184, 155, 322, 112, 162, 286, 330, 306, and 64; also, Substitutes for Assembly Bills No. 38, 249, 283, and 110, and Assembly Joint and Concurrent Resolution No. 16 with the engrossed copies, finds the same correctly engrossed, and has this day delivered the same to the Governor.

H. S. WINSLOW, *Chairman.*

House in recess.

#### HOUSE IN SESSION

At 11:25 p. m.

Mr. Speaker in the chair.

Roll-call of members.

All present except Messrs. Buol, Cole, Fernald, Friedhoff of Lyon, Kelliher, McBride, McCarthy, and Wilson.

The Sergeant-at-Arms announced a committee from the Senate.

The committee from the Senate announced that a Joint Session of the Assembly and Senate on free conference on amendments to Senate Bill No. 184 was desired and majority rule.

Mr. Haight moved, duly seconded, that the Assembly instruct the



## GENERAL FILE AND THIRD READING

Senate Bill No. 184 read third time, and passed by the following vote:

YEAS—Messrs. Adams, Bachenberg, Baird, Barnes, Cole, Davis of Humboldt, Ferguson, Fernald, Fitzgerald of Elko, Forman, Friedhoff of Lyon, Friedhoff of Washoe, Gardiner, Goodman, Grimes, Haight, Harrington, Harris, Hash, Holmes, Hussman, Kearns, Kinghorn, LaPoint, Lee, Liddell, Lozano, Mighels, McBride, McCarthy, Oliver, Preston, Price, Reynolds, Russell, Schoer, Sullivan, Swezy, Todd, Tranter, Welshons, Williams, Wilson, Winslow, Wright, and Mr. Speaker—46.

NAYS—Messrs. Davis of Nye, Feely, Fitzgerald of Eureka, Hunter, and Kelliher—5.

Absent—Mr. Buol.

Not voting—Mr. Hummel.

The Sergeant-at-Arms announced a committee from the Senate.

Mr. Swezy moved, duly seconded, that a committee be appointed to notify the Governor that the Assembly will adjourn at 11:58 p. m., and to ask him if there are any messages to be sent to the Assembly.

Carried.

The Chair appointed Messrs. Cole, Gardiner, and Swezy.

House recessed subject to call of the Chair.

## HOUSE IN SESSION

At 11:45 p. m.

Mr. Speaker in the chair.

A committee from the Senate reported that the Senate was ready to adjourn.

Mr. Harrington moved, duly seconded, that House appoint a committee of three to notify the Senate that the Assembly was ready to adjourn.

Carried.

The Chair appointed Messrs. Harrington, Cole, and Holmes.

Mr. Harrington, as chairman of select committee, reported that the Senate was ready to adjourn, and committee was discharged.

Mr. Cole, as chairman of select committee, reported that the Governor had no more business for the Assembly, and committee was discharged.

The Chair dismissed all select and standing committees of the Assembly.

Mr. Bachenberg moved, duly seconded by Mr. Hash, that a vote of thanks be given to Mr. Cole.

Carried.

On motion of Mr. Gardiner, Mr. Cole was requested to make the motion for adjournment.

On motion of Mr. Cole, duly seconded by Mr. Gardiner, the Assembly of the Twenty-sixth session of the Nevada Legislature adjourned *sine die* at 11:58 p. m., March 20, 1913.

Approved:

T. A. BRANDON,

*Speaker of the Assembly.*

H. R. MIGHELS,

W. P. HARRINGTON,

*Committee of Approval.*

## ASSEMBLY OFFICERS AND ATTACHÉS

| Name             | Official position          | P. O. address           |
|------------------|----------------------------|-------------------------|
| Hacker, W. L.    | Chief Clerk                | Washoe                  |
| Julien, Frank    | Assistant Chief Clerk      | Washoe                  |
| Burke, Andrew    | Sergeant-at-Arms           | Elko                    |
| Bryson, George   | Assistant Sergeant-at-Arms | Washoe                  |
| Lothrop, Ruel    | Minute Clerk               | Lyon                    |
| Sadler, Clarence | Assistant Minute Clerk     | White Pine <sup>9</sup> |
| Brown, Harry     | Journal Clerk              | Washoe                  |
| Trevathan, Amy   | Assistant Journal Clerk    | Lander                  |
| Hawkins, T. L.   | Bill Clerk                 | Esmeralda               |
| McCarthy, Ruth   | Engrossing Clerk           | Mineral                 |
| Hill, Kate       | Enrolling Clerk            | Humboldt                |
| Winslow, Edna    | Assistant Enrolling Clerk  | Esmeralda               |
| Kearns, Angelina | Committee Clerk            | Storey                  |
| Leiter, Hertha   | Committee Clerk            | Elko                    |
| Dorsey, Margaret | Committee Clerk            | Ormsby                  |
| Hunter, Leslie   | Committee Clerk            | Esmeralda               |
| Hawkins, T. L.   | Committee Clerk            | Esmeralda               |
| Jack, Margaret   | Copying Clerk              | Elko                    |
| Bowman, Sophia   | Stenographer               | Churchill               |
| Farrell, Matthew | Messenger                  | Ormsby                  |
| Green, Cecil     | Page                       | Ormsby                  |
| Regan, James     | Page                       | Ormsby                  |
| Savage, Richard  | Porter                     | Ormsby                  |
| Horan, Michael   | Porter                     | Ormsby                  |





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**INDEX TO ASSEMBLY JOURNAL**

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# INDEX TO ASSEMBLY JOURNAL, 1913

## A

### ADAMS, P. E., ESMERALDA—

- Answered to name, 1.
- Appointed on Special Committees, 128.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 52, 74, 82, 165.
- Introduced resolutions, 135, 260.
- Leave of absence, 35, 185, 193, 196, 294.

### ADJOURNMENT—

- Committee to fix time of, 399.
- Sine die*, 402.

### AGRICULTURE—

- Committee on, 7.
- Reports of Committee on, 56, 81, 82, 110, 124, 134, 152, 172, 193, 213, 230, 252, 274, 279, 320, 378.

### ASSEMBLYMEN—

- Postoffice address of, facing, 1.
- Vote of thanks to, from attachés, 397.

### ASSEMBLY OFFICERS—

- List of, 2, 3, 403.

### ASSISTANT CHIEF CLERK—

- Frank Julien, elected, 2.

### ASSISTANT ENROLLING CLERK—

- Edna Winslow, elected, 2.

### ASSISTANT JOURNAL CLERK—

- Amy Trevathan, elected, 2.

### ASSISTANT MINUTE CLERK—

- Clarence Sadler, elected, 2.

### ASSISTANT SERGEANT-AT-ARMS—

- George Bryson, elected, 2.

### ATTACHES—

- List of, 2, 3.
- Counties from, 402.
- Communication from, 397.

### ATTORNEY-GENERAL—

- Communication from, 88.
- To prosecute and investigate State Bank and Trust Co., 314.

## B

### BACHENBERG, GEO. M., WASHOE—

- Answered to name, 1.
- Appointed on Special Committees, 398.
- Appointed on Standing Committees, 4, 7, 8.
- Introduced bills, 45, 147, 194, 241, 242, 255, 258, 268.
- Introduced resolutions, 19, 24, 79, 111, 181, 293.
- Leave of absence, 35, 75, 128, 156, 226, 230.



**BAIRD, ALEX., WHITE PINE—**

- Answered to name, 1.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 82, 125.

**BANKS AND BANKING—**

- Committee on, 8.
- Reports of Committee on 59, 163, 226.

**BAR ASSOCIATION OF NEVADA—**

- Petition of protest from, 44.

**BARNES, R. H., NYE—**

- Answered to name, 1.
- Appointed on Special Committees, 40.
- Appointed on Standing Committees, 7.
- Introduced bills, 23, 86.
- Leave of absence, 193, 196, 201, 206, 327, 339.

**BAUMANN, MISS SOPHIA—**

- Appointed Stenographer, 6.
- Elected Committee Clerk, 2.

**BILL CLERK—**

- T. L. Hawkins, appointed, 18.

**BOARD OF REGENTS, UNIVERSITY OF NEVADA—**

- Invitation from, 85.

**BRANDON, T. A., HUMBOLDT—**

- Answered to name, 1.
- Elected Speaker, 2.
- Introduced bills, 43, 120, 398.
- Leave of absence, 134, 137, 306, 314, 320, 327, 339.

**BRODIGAN, GEORGE, Secretary of State—**

- Called Assembly to order, 1.
- Messages from, 11, 12, 165, 196.

**BROWN, HARRY—**

- Elected Journal Clerk, 2.

**BRYSON, GEORGE—**

- Elected Assistant Sergeant-at-Arms, 2.

**BUOL, PETER, CLARK—**

- Answered to name, 1.
- Appointed delegate to inspect exposition grounds, San Francisco and San Diego, 176.
- Appointed on Special Committees, 77.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 245, 271.
- Introduced resolutions, 175.
- Leave of absence, 185, 193, 201, 206, 213, 218, 226, 230, 399, 400.

**BURKE, ANDREW—**

- Elected temporary Sergeant-at-Arms, 1.
- Elected Sergeant-at-Arms, 2.

**C****CARSON CITY FIRE DEPARTMENT—**

- Communication from, 105.

**CHAPLAINS—**

- Clergy of Carson City invited to act as, 3.

CHIEF CLERK—

W. L. Hacker, elected, 2.

CHURCHILL DELEGATION—

Introduced bills, 117, 127, 145.

Reports of, 124, 143, 152.

CHURCHILL AND DOUGLAS DELEGATIONS—

Report of, 227.

CLAIMS—

Committee on, 7.

Introduced bills, 315.

Reports of Committee on, 59, 105, 120, 142, 201, 213, 292, 314, 330, 333, 354, 378.

CLARK DELEGATION—

Introduced bills, 87.

Reports of, 143, 180, 252, 307.

CLARK AND LINCOLN DELEGATIONS—

Introduced bills, 393.

Reports of, 393.

CLERGY OF CARSON CITY—

Invited to act as chaplains, 3.

COLE, GEORGE A., NYE—

Answered to name, 1.

Appointed on Special Committees, 1, 2, 6, 49, 77, 109, 274, 377, 392, 398, 402.

Appointed on Standing Committees, 7, 8.

Introduced bills, 9, 24, 79, 100, 190, 224, 244, 269.

Introduced resolutions, 17, 396.

Nominated Hon. Key Pittman for United States Senator, 27.

Speech nomination Hon. Key Pittman for United States Senator, 28.

Leave of absence, 48, 163, 294, 399.

Vote of thanks to, 402.

COLCORD, R. K.—

Communication from, 330.

COLLIER, Col. D. C., President Panama-California Exposition—

Communication from, 175.

COMMITTEE CLERKS—

Angeline Kearns, elected, 2.

Hertha Leiter, elected, 2.

Leslie Hunter, elected, 2.

Margaret Dorsey, elected, 2.

Sophia Baumann, elected, 2.

COMMITTEE OF THE WHOLE—

Reports of, 17, 47, 48, 53, 76, 90, 93, 96, 107, 120, 139, 149, 170, 177, 178, 188, 191,  
221, 224, 247, 248, 273, 304, 311, 324, 326, 335, 362, 375, 380, 386, 387, 390,  
394, 396, 398.

COMMITTEE ROOMS—

Committee to select, 6.

Report of Committee on, 8.

COMMITTEES, STANDING—

Agriculture, 7.

Banks and Banking, 8.

Claims, 7.

Contingent Expenses, 8.



COMMITTEES, STANDING—*Continued.*

Corporations and Railroads, 7.  
 Counties and County Boundaries, 7.  
 Education, 7.  
 Elections, 7.  
 Engrossment, 8.  
 Enrollment, 8.  
 Federal Relations, 8.  
 Fish and Game, 8.  
 Internal Improvements, 7.  
 Irrigation, 8.  
 Judiciary, 7.  
 Labor, 8.  
 Mileage, 3.  
 Military and Indian Affairs, 7.  
 Mines and Mining, 8.  
 Printing, 7.  
 Public Lands, 8.  
 Public Morals, 8.  
 Roads and Highways, 8.  
 Rules, 5.  
 State Library, 8.  
 State Institutions, 8.  
 State Prison and Insane Asylum, 8.  
 Trades and Manufactures, 7.  
 Ways and Means, 7.

## COMMITTEE OF INVESTIGATION—

Resolution concerning, 40, 73.  
 Report of, 262.  
 Report of Committee on State Bank and Trust Company, 260.  
 State Bank and Trust Company, 193.  
 W. J. McCabe, appointed clerk of, 100.

## COMMUNICATIONS—

From attachés of Assembly, 397.  
 From Bar Association of Nevada, 44.  
 From Carson City Fire Department, 105.  
 From citizens of Elko, 125.  
 From citizens of Winnemucca, 73, 194.  
 From Col. D. C. Collier, President Panama-California Exposition, 175.  
 From Guild of St. Peter's Episcopal Church, Carson City, 69.  
 From Hon. Frank P. Langan, 367.  
 From I. G. Lewis, representative of San Diego Exposition, 160.  
 From mothers of Winnemucca, 81.

## CONFERENCE COMMITTEES—

Appointed, 109, 128, 174, 181, 227, 255, 342, 374, 377, 380, 392, 398, 400.  
 Protests of, 400, 401.  
 Reports of, 185, 201, 202, 211, 227, 231, 321, 334, 380, 384, 388, 391, 396, 397, 401.

## CONTINGENT EXPENSES—

Additional members to committee on, 18.  
 Committee on, 7.  
 Committee on, introduced bills, 377.  
 Reports of Committee on, 372.

## COPYING CLERK—

Margaret Jack, elected, 2.

CORPORATIONS AND RAILROADS—

- Committee on, 7.
- Introduced bills, 82.
- Reports of Committee on, 26, 70, 82, 110, 142, 185, 243, 272, 339.

COUNTIES AND COUNTY BOUNDARIES—

- Committee on, 7.
- Reports of Committee on, 294, 325.
- Introduced bills, 353.

CREDENTIALS—

- Committee on, 5.
- Reports of Committee on, 4.

CUSTER POST, G. A. R.—

- Invitation from, 168.

D

DAVIS, HARRY K., HUMBOLDT—

- Answered to name, 1.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 20, 199, 270.
- Leave of absence, 327, 339.

DAVIS, I. F., NYE—

- Answered to name, 1.
- Appointed on Special Committees, 399.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 13, 24, 50, 60, 73, 103, 117, 145, 219.
- Nominated George A. Steele for United States Senator, 27.
- Speech nominating George A. Steele United States Senator, 30.
- Leave of absence, 327.

DORSEY, MISS MARGARET—

- Elected Committee Clerk, 2.

E

EDUCATION—

- Committee on, 7.
- Reports of Committee on, 78, 116, 152, 180, 185, 226, 252, 315, 370.

ELECTIONS—

- Committee on, 7.
- Reports of Committee on, 94, 274, 279, 353.

ELKO COUNTY—

- Petition from citizens of, 125.

ELKO DELEGATION—

- Introduced bills, 214, 268.
- Reports of, 110, 143, 180, 333, 338, 353, 370.

ELKO, CLARK AND LINCOLN DELEGATIONS—

- Reports of, 291.
- Introduced bills, 182.

ENGROSSING CLERK—

- Ruth McCarthy, elected, 2.

ENGROSSMENT—

- Committee on, 8.
- Reports of Committee on, 42, 82, 89, 93, 105, 123, 142, 151, 157, 165, 185, 193, 206, 218, 226, 231, 252, 272, 279, 292, 306, 320, 330, 353.



**ENROLLING CLERK—**

Kate Hill, elected, 2.

**ENROLLMENT—**

Committee on, 8.

Reports of Committee on, 105, 120, 129, 147, 157, 163, 180, 193, 210, 236, 275, 292, 295, 301, 312, 320, 325, 333, 347, 354, 361, 370, 372, 378, 384, 388, 392, 393, 399.

**ESMERALDA DELEGATION—**

Introduced bills, 112, 147, 219, 231, 242.

Reports of, 56, 116, 213, 231, 239, 253.

**ESMERALDA AND EUREKA DELEGATIONS—**

Introduced bills, 257.

**EUREKA DELEGATION—**

Reports of, 142, 333, 358.

**EXPOSITIONS, CALIFORNIA (1915)—**

Communication from, 175.

Delegates appointed to investigate sites, 176.

Report of delegates, 261.

**F****FARRELL, MATHEW—**

Elected Messenger, 3.

**FEDERAL RELATIONS—**

Committee on, 8.

Reports of Committee on, 34, 56, 113, 152, 291.

**FEELY, PAT, ESMERALDA—**

Answered to name, 1.

Appointed on Standing Committees, 7, 8.

Introduced bills, 157.

**FERGUSON, J. W., CHURCHILL—**

Answered to name, 1.

Appointed on Special Committees, 2, 5.

Appointed on Standing Committees, 7, 8, 18.

Leave of absence, 48, 49, 54, 56, 59, 61, 69.

**FERNALD, FRANK, ELKO—**

Answered to name, 22.

Appointed on Standing Committees, 7.

Leave of absence, 5, 7, 11, 18, 327.

**FISH AND GAME—**

Committee on, 8.

Introduced bills, 322.

Reports of Committee on, 129, 142, 168, 193, 271, 274, 279, 330, 353.

**FITZGERALD, J. B., ELKO—**

Answered to name, 1.

Appointed on Special Committees, 77, 227.

Appointed on Standing Committees, 7, 8.

Introduced bills, 182, 203, 241, 270.

Leave of absence, 137, 146, 218, 327, 339.

**FITZGERALD, A. L., EUREKA—**

Answered to name, 1.

Appointed on Special Committees, 2, 109, 392, 398.

Appointed on Standing Committees, 7.

Introduced bills, 45, 135, 136, 157, 177, 242, 243.

Leave of absence, 367, 399.

Speech seconding nomination of Hon. Key Pittman, United States Senator, 28.

FRATERNAL ORDER OF EAGLES, Storey County—

Invitation from, 43.

FRIEDHOFF, GEO. W., LYON—

Answered to name, 1.

Appointed on Special Committee, 377.

Appointed on Standing Committees, 7, 8.

Introduced bills, 52, 80, 178, 219.

Introduced resolutions, 138.

Leave of absence, 93, 399.

FRIEDHOFF, CHARLES, WASHOE—

Answered to name, 1.

Appointed on Special Committees, 77.

Appointed on Standing Committees, 4, 8.

Introduced bills, 242, 244, 273.

Introduced resolutions, 334.

Leave of absence, 42, 45, 201, 206, 327.

FORMAN, WILLIAM, NYE—

Answered to name, 1.

Appointed on Special Committees, 3, 5, 32, 109, 174, 181, 255, 396.

Appointed on Standing Committees, 7, 8.

Introduced bills, 24, 74, 112, 145, 189, 236, 257, 259.

Introduced resolutions, 49.

Leave of absence, 152, 327.

G

GARDINER, W. M., WASHOE—

Answered to name, 1.

Appointed on Special Committees, 3, 5, 195, 255, 274, 402.

Appointed on Standing Committees, 7, 8.

Elected Speaker pro tem, 2.

Introduced bills, 9, 23, 80, 86, 95, 125, 126, 173, 186, 258, 268.

Introduced resolutions, 2, 12, 13, 22, 240, 268, 280, 389.

Leave of absence, 152.

GARTLAND, REV. FATHER—

Chaplain, 72, 78, 85, 93, 239, 252, 274, 291, 301, 314.

GOODMAN, WM. C., WHITE PINE—

Answered to name, 1.

Appointed on Standing Committees, 7, 8.

Introduced bills, 145.

Leave of absence, 40.

GREEN, CECIL—

Elected Page, 3.

GRIMES, W. W., CHURCHILL—

Answered to name, 1.

Appointed on Special Committees, 2, 274.

Appointed on Standing Committees, 8, 18.

Introduced resolutions, 338.

Leave of absence, 39, 61.

GUILD OF ST. PETER'S EPISCOPAL CHURCH, Carson City—

Communication from, 69.

H

HACKER, W. L.—

Elected Chief Clerk, 2.



**HAIGHT, A. L., WHITE PINE—**

Answered to name, 1.

Appointed on Special Committees, 77, 200, 255, 274, 392, 399.

Appointed on Standing Committees, 7.

Introduced bills, 14, 80, 128, 270.

Leave of absence, 218.

**HARRINGTON, WM. P., ORMSBY—**

Answered to name, 1.

Appointed on Special Committees, 1, 3, 6, 40, 128, 342, 399, 402.

Appointed on Standing Committees, 7, 8.

Introduced bills, 39, 165, 241, 245, 256, 270.

Introduced resolutions, 18, 40, 58, 73, 334, 386.

Leave of absence, 22, 24, 26, 27, 35, 93, 152, 193, 196, 201, 206, 213, 226, 239, 274, 363.

**HARRINGTON, MRS. WM. P.—**

Resolution of sympathy concerning death of, 33.

**HARRIS, HARVEY E., LANDER—**

Answered to name, 1.

Appointed on Special Committees, 32, 377.

Appointed on Standing Committees, 7.

Introduced bills, 37, 43, 49, 84, 112.

Introduced resolutions, 26, 38, 54.

Leave of absence, 142, 252.

**HASH, J. L., WASHOE—**

Answered to name, 1.

Appointed on Special Committees, 374.

Appointed on Standing Committees, 7, 8.

Introduced bills, 95, 145, 255, 259, 269.

Leave of absence, 327.

**HAWKINS, T. L.—**

Appointed Bill Clerk, 18.

Elected Committee Clerk, 6.

**HILL, KATE—**

Elected Enrolling Clerk, 2.

**HOLMES, A. W., WASHOE—**

Answered to name, 1.

Appointed on Special Committees, 26, 32, 49, 128, 402.

Appointed on Standing Committees, 7.

Introduced bills, 20, 95, 104, 113, 127, 203, 207.

Leave of absence, 48, 49, 327, 363, 367.

**HORAN, MICHAEL—**

Elected Porter, 3.

**HORNADAY, REV. W. H. D.—**

Chaplain, 42, 48, 54, 59, 69, 185, 193, 201, 213, 226, 347.

**HUMBOLDT COUNTY GRAND JURY—**

Petition from, 193.

**HUMBOLDT DELEGATION—**

Reports of, 117, 120, 152, 224, 227, 333.

HUMMEL, EDWARD, STOREY—

Answered to name, 1.  
 Appointed on Special Committees, 6, 377.  
 Appointed on Standing Committees, 7, 8.  
 Introduced bills, 36, 51, 74, 96, 197, 198.  
 Leave of absence, 26, 27, 152, 156, 201, 213, 274.

HUNTER, LESLIE—

Elected Committee Clerk, 2.

HUNTER, WM. G., ESMERALDA—

Answered to name, 1.  
 Appointed on Special Committees, 1, 392.  
 Appointed on Standing Committees, 7, 8, 18.  
 Leave of absence, 39, 40, 85, 88, 201, 327, 384.

HUSSMAN, WILLIAM, DOUGLAS—

Answered to name, 1.  
 Appointed on Standing Committees, 7, 8.  
 Introduced bills, 86.  
 Leave of absence, 72, 172, 175, 327, 339.

I

INVESTIGATION, GENERAL COMMITTEE ON—

Additional members to act with, 274.  
 Appointed, 40.  
 Report of, 262.  
 Resolutions concerning, 40, 73.  
 W. J. McCabe, Clerk of, 100.

INVESTIGATION, SPECIAL COMMITTEE ON—

Appointed, 193.  
 Report of, 260.

INVITATION—

From Custer Relief Corps, Carson City, 168.  
 From Fraternal Order of Eagles, Storey County, 43.  
 From Nevada Equal Franchise Society, 44.  
 From Sagebrush Club, Carson City, 61.  
 From University of Nevada, 85.

IRRIGATION—

Committee on, 8.  
 Reports of Committee on, 117, 134, 180, 193, 230, 274, 314, 321, 347.

INTERNAL IMPROVEMENTS—

Committee on, 7.  
 Report of Committee on, 169, 292.

J

JACK, MARGARET—

Elected Copying Clerk, 2.

JOINT CONFERENCE COMMITTEE—

Introduced bill, 207.

JOINT SESSION—

For election of United States Senator, 32.

JOURNAL—

Committee on, 6.  
 Report of Committee on, 11.



## JOURNAL CLERK—

Harry Brown, elected, 2.

## JUDICIARY—

Committee on, 7.

Introduced bills, 56, 69, 104, 126, 138, 210, 219, 236, 241, 253, 277, 291, 309, 315, 356.

Reports of Committee on, 19, 34, 42, 43, 56, 59, 69, 85, 93, 102, 109, 110, 116, 123, 143, 168, 172, 210, 226, 236, 253, 271, 279, 291, 309, 312, 314, 320, 338, 355, 361, 372, 384.

W. J. McCabe, Clerk of, 100.

## JULIEN, FRANK—

Elected Assistant Chief Clerk, 2.

## KEARNS, ANGELINA—

## K

Elected Committee Clerk, 2.

## KEARNS, WILLIAM H., STOREY—

Answered to name, 1.

Appointed on Special Committees, 26, 396.

Appointed on Standing Committees, 7, 8.

Introduced bills, 39, 40, 97, 127, 210, 244.

Leave of absence, 75, 134, 137, 142, 163, 168, 180, 201, 339, 384.

## KELLIHER, E. A., NYE—

Answered to name, 1.

Appointed on Special Committees, 193.

Appointed on Standing Committees, 7.

Introduced bills, 13, 26, 27, 43, 80, 118, 148, 194, 270.

Leave of absence, 102, 105, 109, 113, 327, 339, 367, 399.

## KENNETH, WILLIAM—

Elected Stenographer, 3.

## KINGHORN, FRANK J., MINERAL—

Answered to name, 1.

Appointed on Special Committees, 49, 377, 399.

Appointed on Standing Committees, 7, 8.

Introduced bills, 171, 203, 206, 232.

Introduced resolutions, 124, 309, 310, 384.

Leave of absence, 81, 193, 327.

Speech seconding nomination Hon. Key Pittman for United States Senator, 29.

## LABOR—

## L

Committee on, 8.

Introduced bills, 163, 206.

Reports of Committee on, 93, 100, 163, 169, 172, 201, 206, 252, 292, 353, 363.

## LANDER DELEGATION—

Introduced bill, 112.

Reports of, 36, 82, 113, 213, 333.

## LANGAN, HON. FRANK P.—

Communication from, 367.

## LAPOINT, D. I., HUMBOLDT—

Answered to name, 1.

Appointed on Special Committees, 5, 374.

Appointed on Standing Committees, 7, 8.

Introduced bills, 80, 81, 86, 87.

Leave of absence, 327.

LEE, A. V., LINCOLN—

Answered to name, 1.  
Appointed on Standing Committees, 7, 8.  
Introduced bills, 34, 79, 105, 147.

LEITER, HERTHA—

Elected Committee Clerk, 2.

LEWIS, I. G., San Diego Exposition Representative—

Communication from, 160.

LIDDELL, T. P., LANDER—

Answered to name, 1.  
Appointed on Standing Committees, 7, 8.  
Introduced bills, 19, 39, 73, 238, 257.  
Introduced resolutions, 185.  
Leave of absence, 61, 230, 327.

LINCOLN AND CLARK DELEGATIONS—

Introduced bill, 211.  
Report of, 239.

LINCOLN DELEGATION—

Introduced bills, 60, 173, 256.  
Reports of, 78, 152, 275.

LOTHROP, RUEL—

Elected Minute Clerk, 2.

LOZANO, J., WASHOE—

Answered to name, 1.  
Appointed on Special Committees, 6, 377, 396.  
Appointed on Standing Committees, 7.  
Introduced bills, 50, 103, 117, 157, 169, 182, 235, 256, 257, 268.  
Leave of absence, 152, 274, 294, 327.

LOZANO, NELL JUANITA—

Officially so named, 310.

LYON AND CHURCHILL DELEGATIONS—

Introduced bills, 165, 292.  
Reports of, 218, 292.

LYON DELEGATION—

Introduced bills, 111, 198.  
Reports of, 105, 111, 172, 301.

McBRIDE, A. G. ELKO—

M

Answered to name, 1.  
Appointed on Special Committees, 2, 49.  
Appointed on Standing Committees, 7.  
Introduced bills, 50, 199.  
Introduced resolution, 310.  
Leave of absence, 163, 230, 294, 327, 399.

McCABE, W. J.—

Clerk of Investigating Committees, 100.  
Clerk of Judiciary Committee, 100.

McCARTHY, J. A., MINERAL—

Answered to name, 1.  
Appointed on Standing Committees, 7, 8.  
Introduced bills, 190.  
Leave of absence, 49, 59, 61, 152, 399.



**McCARTHY, RUTH—**

Elected Engrossing Clerk, 2.

**McCREERY, REV. H. H.—**

Chaplain, 22, 26, 32, 34, 39, 134, 142, 152, 163, 172, 180, 384.

**MESSAGES—**

From Governor, 11, 62, 163, 164, 175, 193, 295, 302, 312.

From Secretary of State, 11, 12, 165, 196.

From Senate, 11, 12, 33, 35, 40, 43, 48, 54, 65, 72, 78, 90, 94, 96, 111, 124, 129, 143, 164, 175, 177, 180, 194, 213, 227, 239, 251, 254, 275, 292, 302, 312, 316, 330, 342, 354, 360, 363, 373, 376, 378, 384, 385, 387, 389, 392, 393, 397, 399, 401.

Special, from the Governor, 62, 163, 164, 175, 193, 295, 302, 312.

Veto, of Governor Oddie, 62, 63, 64, 65, 66, 67.

**MESSENGER—**

Mathew Farrell, elected, 3.

**MIGHELS, H. R., ORMSBY—**

Answered to name, 1.

Appointed on Special Committees, 3, 26, 193, 342, 374, 399.

Appointed on Standing Committees, 7, 8.

Introduced bills, 50, 80, 117, 145, 214, 255, 259.

Leave of absence, 163, 274, 327, 384.

**MILEAGE—**

Committee on, 3.

Reports of Committee on, 8, 15, 16.

**MILITARY AND INDIAN AFFAIRS—**

Committee on, 7.

Reports of Committee on, 116, 279.

**MINERAL DELEGATION—**

Introduced bills, 178, 244, 260, 269.

Reports of, 180.

**MINES AND MINING—**

Committee on, 8.

Reports of Committee on, 78, 146, 168, 230, 333, 334.

**MINUTE CLERK—**

Ruel Lothrop, elected, 2.

**MOORE, BOYD—**

Clerk of Taxation Committee, 100.

**MOTHERS OF WINNEMUCCA—**

Communication from, 81.

**N****NEVADA EQUAL FRANCHISE SOCIETY, Ormsby County—**

Invitation from, 44.

**NYE AND ESMERALDA DELEGATIONS—**

Reports of, 227.

**NYE DELEGATION—**

Reports of, 52, 156, 172, 330.

**O****ODDIE, TASKER L., Governor—**

Messages from, 11, 62, 163, 164, 175, 193, 295, 302, 312.

Special messages from, 62, 163, 164, 175, 193, 295, 302, 312.

Veto messages from, 62, 63, 64, 65, 66, 67.

OLIVER, WILLIAM T., ESMERALDA—

- Answered to name, 1.
- Appointed on Special Committees, 49, 77.
- Appointed on Standing Committees, 4, 8.
- Introduced bills, 35, 44, 49, 126.
- Introduced resolutions, 97.

ORMSBY DELEGATION—

- Report of, 231.

P

PAGES—

- Cecil Green, elected, 3.
- James Regan, elected, 3.

PANAMA-CALIFORNIA AND PANAMA-PACIFIC EXPOSITIONS (1915)—

- Communication from, 175.
- Delegates selected to investigate sites of, 176.
- Message from Governor concerning, 175.
- Report of delegates on investigation of sites, 261.

PITTMAN, HON. KEY—

- Elected United States Senator, 27.
- Communication from, 165.
- Nominated for United States Senator, 27.

PLATT, HON. SAMUEL—

- Addressed the Assembly, 378.

PORTERS—

- Michael Horan, elected, 3.
- Richard Savage, elected, 3.

PRESTON, R. M., WASHOE—

- Answered to name, 1.
- Appointed on Standing Committees, 8.
- Introduced bills, 190, 259.
- Leave of absence, 180, 327.

PRICE, JAMES E., LINCOLN—

- Answered to name, 1.
- Appointed on Standing Committees, 4, 7, 8.
- Leave of absence, 113.

PRINTING—

- Committee on, 7.
- Reports of Committee on, 19, 42, 156, 230, 307, 327, 370.

PUBLIC LANDS—

- Committee on, 8.
- Reports of Committee on, 301.

PUBLIC MORALS—

- Committee on, 8.
- Reports of Committee on, 70, 89, 110, 147, 218, 292, 301, 314, 347.

R

REGAN, JAMES—

- Elected Page, 3.

RESOLUTIONS OF RESPECT—

- To memory of Mrs. W. P. Harrington, 33.



## REVENUE AND TAXATION—

- Boyd Moore, Clerk of Committee on, 100.
- Committee on, 77.
- Introduced bills, 161, 224, 390.
- Reports of, 200, 230, 279, 307, 333, 353.
- Special Committee on, 49.

## REYNOLDS, SPENCER, EUREKA—

- Answered to name, 1.
- Appointed on Standing Committees, 8.
- Introduced bills, 34, 35, 190, 236.

## ROADS AND HIGHWAYS—

- Committee on, 8.
- Reports of Committee on, 69, 163, 226, 301, 338, 372.

## RULES OF TWENTY-FIFTH SESSION—

- Adopted, 5.

## RULES, COMMITTEE ON—

- Appointed, 3.
- Report of Committee on, 5.

## RUSSELL, GEORGE B., ELKO—

- Answered to name, 1.
- Appointed on Special Committees, 274, 392.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 36, 44, 45, 50, 211, 269.
- Introduced resolutions, 10, 78, 88, 93.
- Leave of absence, 85, 134, 137, 152, 201, 367.

## S

## SADLER, CLARENCE—

- Elected Assistant Minute Clerk, 2.

## SAGEBRUSH CLUB, CARSON CITY—

- Invitation from, 61.

## SAN DIEGO EXPOSITION—

- Communication from, 160.

## SAVAGE, RICHARD—

- Elected Porter, 3.

## SCHOER, J. B., ELKO—

- Answered to name, 1.
- Appointed on Standing Committees, 4, 7, 8.
- Introduced bills, 23, 24, 44, 51, 95, 125, 127, 166, 173, 245.
- Leave of absence, 56, 59, 72, 75, 78, 81, 119, 196, 367.

## SENATE—

- Committees from, 2, 32, 399, 402.
- Messages from, 11, 12, 33, 35, 40, 43, 48, 54, 65, 72, 78, 82, 90, 94, 96, 111, 124, 129, 143, 164, 175, 177, 180, 194, 213, 227, 239, 251, 254, 275, 292, 302, 312, 316, 330, 342, 354, 360, 363, 373, 376, 378, 384, 385, 387, 389, 392, 393, 397, 399, 401.

## SERGEANT-AT-ARMS—

- Andrew Burke, nominated for temporary, 2.
- Andrew Burke, elected, 2.

## SOMERS, HON. PETER J.—

- Addressed the Assembly, 93.

SPECIAL ORDERS—

- Election of United States Senator, 27.
- Assembly Bill No. 18, 52, 53.
- Assembly Bill No. 60 (Twenty-fifth Session), 62.
- Assembly Bill No. 140 (Twenty-fifth Session), 62.
- Assembly Bill No. 113 (Twenty-fifth Session), 63.
- Assembly Bill No. 274 (Twenty-fifth Session), 63.
- Assembly Bill No. 36 (Twenty-fifth Session), 64.
- Assembly Bill No. 89 (Twenty-fifth Session), 65.
- Assembly Bill No. 132 (Twenty-fifth Session), 65.
- Assembly Bill No. 74 (Twenty-fifth Session), 66.
- Assembly Bill No. 115 (Twenty-fifth Session), 67.
- Assembly Bill No. 222 (Twenty-fifth Session), 67.
- Assembly Bill No. 17, 70.
- Substitute for Assembly Bill No. 17, 70.
- Assembly Bill No. 54, 79.
- Substitute for Assembly Bill No. 26, 119.
- Substitute for Assembly Bill No. 58, 119.
- Assembly Joint and Concurrent Resolution No. 4, 125.
- Assembly Joint and Concurrent Resolution No. 4, 148.
- Assembly Bill No. 47, 148.
- Senate Bill No. 34, 148.
- Senate Bill No. 39, 158.
- Assembly Bill No. 149, 158.
- Assembly Bill No. 121, 159.
- Assembly Bill No. 135, 159.
- Assembly Bill No. 90, 159.
- Assembly Bill No. 15, 167.
- Senate Bill No. 3, 167.
- Assembly Bill No. 153, 167.
- Substitute for Assembly Bill No. 51, 167.
- Assembly Bill No. 3, 170.
- Senate Bill No. 99, 170.
- Assembly Bill No. 122, 171.
- Senate Bill No. 44, 176.
- Assembly Bill No. 145, 176.
- Substitute for Assembly Bill No. 91, 187.
- Assembly Bill No. 146, 197.
- Substitute for Assembly Bill No. 8, 207.
- Substitute for Assembly Bill No. 157, 220.
- Assembly Bill No. 168, 246.
- Senate Bill No. 97, 249.
- Senate Bill No. 38, 277.
- Assembly Bill No. 205, 277.
- Substitute for Senate Bill No. 41, 277.
- Substitute for Assembly Bill No. 179, 277.
- Assembly Bill No. 214, 308.
- Assembly Bill No. 240, 308.
- Senate Bill No. 137, 323.
- Senate Bill No. 60, 335.
- Assembly Bill No. 270, 336.
- Assembly Bill No. 302, 336.
- Substitute for Assembly Bill No. 283, 351.
- Assembly Bill No. 312, 352.
- Assembly Bill No. 271, 352.
- Assembly Bill No. 307, 352.



SPECIAL ORDERS—*Continued.*

- Substitute for Assembly Bill No. 102, 355.
- Assembly Bill No. 324, 367.
- Senate Bill No. 160, 387.
- Substitute for Senate Bill No. 54, 391, 393.

## STATE BANK AND TRUST COMPANY—

- Committee appointed to investigate, 193.
- Report of Committee, 260.
- Report of Judiciary Committee, 314.

## STATE INSTITUTIONS—

- Committee on, 8.
- Introduced bills, 245.
- Reports of Committee on, 88, 102, 128, 230, 252, 278, 301, 333.

## STATE LIBRARY—

- Committee on, 8.

## STATE PRISON AND INSANE ASYLUM—

- Committee on, 8.
- Introduced bills, 323.
- Reports of Committee on, 279, 321.

## STEELE, HON. GEORGE A.—

- Nominated for United States Senator, 27.

## STENOGRAPHER—

- Miss Sophia Baumann appointed, 6.
- William Kenneth, elected, 3.

## STOREY DELEGATION—

- Introduced bills, 97.
- Reports of, 97, 105, 301, 363.

## SULLIVAN, D. J., WHITE PINE—

- Answered to name, 1.
- Appointed on Special Committees, 49, 227, 377.
- Appointed on Standing Committees, 7, 18.
- Introduced bills, 14, 20, 125.
- Leave of absence, 61, 172, 175, 187, 327.

## SWEZY, CHARLES E., HUMBOLDT—

- Answered to name, 1.
- Appointed on Special Committees, 77, 181, 402.
- Appointed on Standing Committees, 8.
- Introduced bills, 82, 87, 135, 224.
- Leave of absence, 22, 24, 72, 75, 168, 306, 320, 327, 339, 353, 367, 378.

## T

## TAFT, HON. WM. H.—

- Committee appointed to forward telegram to, 200.

## TALBOT, GEO. F., Chief Justice of Supreme Court—

- Administered oath to attachés, 3.

## TAXATION—

- Boyd Moore, Clerk of Committee on, 100.
- Committee on, 77.

TAXATION, COMMITTEE ON—*Continued.*

Introduced bills, 161, 224, 390.

Reports of, 200, 201, 230, 279, 307, 333, 353.

## THOMAS, REV. LLOYD B.—

Chaplain, 5, 7, 11, 18, 102, 109, 116, 123, 330, 363.

## TODD, H. A. N., DOUGLAS—

Answered to name, 1.

Appointed on Special Committees, 6, 181.

Appointed on Standing Committees, 7, 8.

## TRADES AND MANUFACTURES—

Committee on, 7.

Reports of Committee on, 109, 142.

## TRANTER, GEO. F., WASHOE—

Answered to name, 1.

Appointed on Special Committees, 174, 227.

Appointed on Standing Committees, 8.

Introduced bills, 127, 258.

Leave of absence, 113, 327.

## TREVATHAN, AMY—

Elected Assistant Journal Clerk, 3.

## U

## UNITED STATES SENATOR—

Election of, made special order, 27.

George A. Steele, nominated, 27.

Key Pittman, nominated for, 27.

Key Pittman, elected, 28, 32.

## UNIVERSITY OF NEVADA—

Invitation from, 85.

## VETO MESSAGES—

From Governor Oddie, 62, 63, 64, 65, 66, 67.

## VOTE OF THANKS—

To Hon. Geo. A. Cole, 402.

## W

## WASHOE DELEGATION—

Introduced bills, 35, 198, 199, 200, 207.

Reports of, 39, 227, 253, 291, 307, 384.

## WAYS AND MEANS—

Additional members, 18, 42.

Committee on, 7.

Introduced bills, 34, 245, 313, 364, 365, 374.

Reports of Committee on, 70, 94, 102, 116, 143, 226, 253, 274, 315, 321, 355.

## WELSHONS, C. B., HUMBOLDT—

Answered to name, 1.

Appointed on Standing Committees, 7, 8.

Introduced bills, 138, 190, 257.

Introduced resolution, 124.

Leave of absence, 102, 105, 201, 206, 239, 327, 367.

## WHITE PINE DELEGATION—

Introduced bills, 54, 152, 194, 356.

Reports of, 52, 110, 134, 147, 201, 244, 253, 356, 363.



## WILLIAMS, FRANK, CLARK—

- Answered to name, 1.
- Appointed on Special Committees, 5, 49, 377.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 73, 103, 137, 161, 169, 182, 211, 231, 232, 242, 271.
- Introduced resolutions, 255.
- Leave of absence, 152.

## WILSON, J. L., LYON—

- Answered to name, 1.
- Appointed on Special Committees, 40.
- Appointed on Standing Committees, 8.
- Introduced bills, 240.
- Introduced resolutions, 362.
- Leave of absence, 185, 196, 201, 213, 218, 226, 339, 399.

## WILSON, HON. WOODROW—

- Congratulations to, 197.

## WINSLOW, EDNA—

- Elected Assistant Enrolling Clerk, 2.

## WINSLOW, HARRY SPORE, ESMERALDA—

- Answered to name, 1.
- Appointed on Special Committees, 174, 193.
- Appointed on Standing Committees, 7, 8.
- Introduced bills, 138, 238.
- Introduced resolutions, 125.
- Leave of absence, 39, 40, 78, 81, 206.

## WINNEMUCCA—

- Communication from citizens of, 73, 194.

## WRIGHT, JOHN W., WASHOE—

- Answered to name, 1.
- Appointed on Special Committees, 5.
- Appointed on Standing Committees, 7, 8, 18.
- Introduced bills, 199, 224, 237, 241, 256, 257, 258.