

SENATE JOURNAL

OF THE

SEVENTH LEGISLATURE

OF THE

STATE OF WASHINGTON.

BEGUN AND HELD AT

OLYMPIA, THE STATE CAPITAL,

JANUARY 14, 1901.

ADJOURNED SINE DIE MARCH 14, 1901.

OLYMPIA, WASH.
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COMPILED, ARRANGED AND INDEXED BY
T. P. FISK,
SECRETARY OF THE SENATE.

JOURNAL OF THE SENATE.

FIRST DAY.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, January 14, 1901. }
12 o'clock noon. }

The seventh Senate of the State of Washington assembled at the Senate chamber, in the state capitol, pursuant to law, at 12 o'clock noon, this day. Senator Megler called the Senate to order.

The Secretary of State, Will D. Jenkins, read the following communications:

STATE OF WASHINGTON, DEPARTMENT OF STATE,
OLYMPIA, January 14, 1901.

To the Senate of the State of Washington, seventh session:

GENTLEMEN—I have the honor to transmit herewith a certified list containing the names of all persons elected as members of the State Senate, State of Washington, at the last general election, held on the 6th day of November, 1900, as shown by the election returns now on file in this office, together with a list of the "hold-over" senators.

Very respectfully, WILL D. JENKINS, Secretary of State.

UNITED STATES OF AMERICA, STATE OF WASHINGTON,
OFFICE OF THE SECRETARY OF STATE,
OLYMPIA, January 14, 1901.

I, Will D. Jenkins, Secretary of State of the State of Washington, do hereby certify that the following list contains the names of all senators elected at the last general election held on November 6, 1900, from the districts herein designated, as members of the present Senate:

First Senatorial DistrictGOTLIEB GARBER.
Third Senatorial District.....WARREN W. TOLMAN.
Fourth Senatorial DistrictHERMAN D. CROW.
Fifth Senatorial DistrictSTANLEY HALLETT.
Sixth Senatorial District.....L. C. CROW.
(For unexpired term of John H. Carper, deceased.)
Eighth Senatorial DistrictE. BAUMEISTER.
Ninth Senatorial DistrictOLIVER T. CORNWELL.
Tenth Senatorial DistrictW. P. RESER.
Eleventh Senatorial District.....J. P. SHARP.

- Thirteenth Senatorial District E. M. RANDS.
- Fifteenth Senatorial District J. R. WELTY.
- Seventeenth Senatorial District GRANT C. ANGLE.
- Eighteenth Senatorial District A. S. RUTH.
- Nineteenth Senatorial District C. L. STEWART.
- Twenty-second Senatorial District LINCOLN DAVIS.
- Twenty-fourth Senatorial District J. J. SMITH.
- (For unexpired term of John Wooding, resigned.)
- Thirty-first Senatorial District P. B. SUMNER.
- Thirty-third Senatorial District W. R. MOULTRAY.

In witness whereof, I have hereunto set my hand and affixed the seal of the State of Washington, the date and year first above written.

[SEAL]

WILL D. JENKINS, Secretary of State.

UNITED STATES OF AMERICA, STATE OF WASHINGTON,
OFFICE OF THE SECRETARY OF STATE,
OLYMPIA, January 14, 1901.

I, Will D. Jenkins, Secretary of State of the State of Washington, do hereby certify that the following list contains the names of all the senators entitled to seats in the present session as "hold-over" senators from the sixth session of the Senate of this state :

- Second Senatorial District CHARLES A. MANTZ.
- Seventh Senatorial District OLIVER HALL.
- Twelfth Senatorial District GEORGE H. BAKER.
- Fourteenth Senatorial District J. G. MEGLER.
- Sixteenth Senatorial District GEORGE D. SCHOFIELD.
- Twentieth Senatorial District ED. S. HAMILTON.
- Twenty-first Senatorial District STANTON WARBURTON.
- Twenty-third Senatorial District S. M. LECRONE.
- Twenty-fifth Senatorial District ANDREW HEMRICH.
- Twenty-sixth Senatorial District HARROLD PRESTON.
- Twenty-seventh Senatorial District W. W. WILSHIRE.
- Twenty-eighth Senatorial District L. B. ANDREWS.
- Twenty-ninth Senatorial District PAUL LAND.
- Thirtieth Senatorial District C. S. CLAPP.
- Thirty-second Senatorial District E. HAMMER.
- Thirty-fourth Senatorial District D. E. BIGGS.

In testimony whereof, I have hereunto set my hand and affixed the seal of the State of Washington, the day and year first above written.

[SEAL]

WILL D. JENKINS, Secretary of State.

By direction of the president, the secretary of the Senate, Dudley Eshelman, called the roll of the Senate ; all members present.

Chief Justice Reavis was invited by the president, and administered the oath of office to the senators-elect as follows :
Gotlieb Garber, Warren W. Tolman, Herman D. Crow, Stanley

Hallett, L. C. Crow, E. Baumeister, Oliver T. Cornwell, W. P. Reser, J. P. Sharp, E. M. Rands, J. R. Welty, Grant C. Angle, A. S. Ruth, C. L. Stewart, Lincoln Davis, J. J. Smith, P. B. Sumner, W. R. Moultray.

The following communication was read by the secretary :

STATE OF WASHINGTON, OFFICE OF THURSTON DANIELS,
VANCOUVER, WASHINGTON, January 11, 1901.

Dudley Eshelman, Olympia, Washington :

DEAR FRIEND — I have written you a letter to Tacoma, but fearing that it may not reach you, I am dropping you a line to Olympia. I am confined to my home with a severe attack of grippe, and have not been out of the house for 10 days. Hence I cannot go to Olympia to call Senate to order and preside over that body, pending the permanent organization thereof. I regret this very much. If you are present, kindly explain the matter to the Senate, and in this connection convey to the Senate my best wishes for a pleasant and harmonious session, full of good work in behalf of the interests of the people of our grand and glorious State of Washington.

Very sincerely yours,

THURSTON DANIELS.

Senator Andrews nominated for president *pro tem*. Senator Megler, seconded by Senator Land, and he was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

ELECTION OF OFFICERS OF THE SENATE.

Senator Herman D. Crow nominated T. P. Fisk for secretary of the Senate, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

Senator L. C. Crow nominated Dudley Eshelman for assistant secretary of the Senate, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall,

Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow placed in nomination Arthur W. Dennis for sergeant-at-arms, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated James Haveland for assistant sergeant-at-arms, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated Miss A. E. Underwood for minute clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated R. W. Winchell for journal clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated A. J. Faber for assistant journal clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett,

Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler; Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

Senator Herman D. Crow nominated W. B. Hargrave for enrolling clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

Senator Herman D. Crow nominated Lotta Ganahl for assistant enrolling clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

Senator Herman D. Crow nominated Miss Eva Connick for engrossing clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

Senator Herman D. Crow nominated J. T. Sherfey assistant engrossing clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

Senator Herman D. Crow nominated J. W. Lysons for bill clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow, Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton,

Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated Mrs. Luella Bailey assistant bill clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated Miss Myrta James for stenographer, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated O. L. Ingram for stenographer, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated Jerry Flowers for janitor, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated L. Queery for night watchman, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated G. W. Hambright doorkeeper, who was elected by the following vote: Senators Andrews

Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated A. W. Parker for assistant doorkeeper, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator Herman D. Crow nominated Miss Hattie Dunlap for docket clerk, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—35.

Senator Herman D. Crow nominated Charles Albricht for page, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator L. C. Crow nominated for briefer Frank Pierce, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow, Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

Senator L. C. Crow nominated Estley B. Rinehart for page, who was elected by the following vote: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—34.

The following employes were sworn in by president *pro tem.*:

T. P. FISK	Secretary.
DUDLEY ESHELMAN	Assistant Secretary.
MISS A. E. UNDERWOOD	Minute clerk.
W. B. HARGRAVE	Enrolling clerk.
MISS EVA CONNICK	Engrossing clerk.
J. T. SHERFEY	Assistant engrossing clerk.
R. W. WINCHELL	Journal clerk.
J. W. LYSONS	Bill clerk.
MRS. LUELLA BAILEY	Assistant bill clerk.
ARTHUR W. DENNIS	Sergeant-at-arms.
FRANK PIERCE	Briefer.
G. W. HAMBRIGHT	Doorkeeper.
A. W. PARKER	Assistant doorkeeper.
JERRY FLOWERS	Janitor.
ESTLEY B. RINEHART	Page.
CHAS. ALBRECHT	Page.
MISS MYRTA JAMES	Stenographer.
L. QUEERY	Night watchman.
W. H. CLARK	Postmaster.

The president *pro tem.* invited Rev. Henry L. Badger, rector St. John's church, to offer prayer.

Senator Preston moved that a committee of three be appointed on rules and joint rules by the president *pro tem.*, (he to be one of them), and that until the report of the committee and action thereon, the Senate rules of the sixth session be adopted temporarily.

Senators Preston and Mantz were appointed by president *pro tem.* on such committee.

It was moved by Senator L. C. Crow that a committee of three be appointed to notify the House that the Senate is organized and ready for business.

President *pro tem.* appointed Senators L. C. Crow, Warburton and Hall as said committee.

A committee from the House, consisting of Messrs. Easterday, Falknor and Rosenhaupt, announced that the House is duly organized.

Senate joint resolution No. 1 was introduced by Senator Warburton, providing for the appointment of a joint committee consisting of two members of the Senate and three of the House to notify the Governor that the Legislature is in session and ready to receive any communications from him.

The resolution was passed and ordered immediately transmitted to the House.

The president *pro tem.* appointed Senators Warburton and Biggs as members of the committee as provided in the above resolution.

INTRODUCTION OF BILLS.

Senate bill No. 1, by Senator Andrews: An act appropriating the sum of sixty thousand dollars, or so much thereof as may be necessary, for the expenses of the Seventh Legislature.

The bill was read the first time; and, upon motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and made special order of business for 2 o'clock P. M. Tuesday, January 15th.

Senate bill No. 2, by Senator Preston: An act to establish a railroad and transportation commission for the State of Washington, etc.

The bill was read the first time; and, upon motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Railroads, when appointed.

Senate bill No. 3, by Senator Land: An act making appropriations for the maintenance of the State Penitentiary, the Soldier's Home and for the expenses of the State Board of Audit and Control.

The bill was read the first time; and, upon motion of Senator Land, the rules were suspended, the bill read the second time by title, ordered printed, and referred to Committee on Appropriations, when appointed.

Senate bill No. 4, by Senator Herman D. Crow: An act providing for an additional judge of the Superior Court for the county of Spokane in the State of Washington, and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Herman D. Crow, the rules were suspended, the bill read the second time by title, ordered printed, and referred to the Judiciary Committee, when appointed.

Senate bill No. 5, by Senator Herman D. Crow: An act providing for the amendment of sections 3 and 5 of article IV of the constitution of the State of Washington, relating to the judiciary.

The bill was read the first time ; and, upon motion of Senator Herman D. Crow, the rules were suspended, the bill read the second time by title, ordered printed, and referred to the Judiciary Committee, when appointed.

The following resolution was introduced by Senator Wilshire :

Be it Resolved by the Senate, That the State Auditor by and he is hereby directed to draw his warrants for the payment of the members and employes of the Senate every week of the session upon pay-rolls which shall be signed by the members, and certified by the president and secretary of the Senate, and he is hereby authorized and directed to deliver the warrants so issued to the secretary of the Senate, taking his vouchers therefor. The incidental expenses of the Senate shall be paid upon vouchers signed by the payees, and certified by the president and secretary, and attested by the sergent-at-arms.

The resolution was adopted.

Senate bill No. 6, by Senator Hallett : An act relating to the taxation of collateral inheritances.

The bill was read the first time ; and, upon motion of Senator Hallett, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Revenue and Taxation, when appointed.

The following resolution was introduced by Senator Hamilton:

Resolved, That the sergent-at-arms is hereby instructed and authorized to procure such printed matter, stationery and desk supplies as may be necessary for the members and officers of the Senate, by requisition upon the State Printer.

The resolution was adopted.

On motion of Senator Warburton, at 1:30 o'clock P. M. the Senate adjourned until 10 o'clock A. M. January 15, 1901.

T. P. FISK,

Secretary of the Senate.

J. G. MEGLER,

President pro tem. of the Senate.

SECOND DAY.

MORNING SESSION.

SENATE CHAMBER,
 OLYMPIA, WASHINGTON, Tuesday, January 15, 1901. }
 10 o'clock A. M.

President *pro tem.* Megler called the Senate to order at 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Stewart, excused.

Rev. Glass offered prayer.

The journal of yesterday was read and approved as amended.

On motion of Senator Hammer the ministerial union was invited to open the sessions of the Senate with prayer each morning.

Senate memorial No. 1, by Senator Andrews: Memorializing congress to promptly pass Senate bill No. 340, providing for the pensioning of survivors of Indian wars of 1817 to 1856, inclusive.

The memorial was read the first time; and, upon motion of Senator Andrews, the rules were suspended, the memorial read the second time by title, ordered printed, and referred to the Committee on Memorials, when appointed.

The following resolution by Senator L. C. Crow was introduced and adopted:

Resolved, That the proper state officials are hereby requested to furnish the Senate with 36 copies each of the Session Laws and Senate and House Journals of 1899 for the use of the Senate.

The following Senate joint resolution was introduced by Senator L. C. Crow and adopted:

WHEREAS, Since the last session of the Legislature of the State of Washington, an all wise Providence has removed from this body, and taken unto Himself, the Hon. J. H. Carper, who was at the time of his death a member of this Senate: Therefore, be it

Resolved, That the Senate and House of Representatives of the State of Washington, mindful of the debt of gratitude the state owes to his memory as a faithful servant and honorable citizen, hereby expresses its sincerest respect for the memory of the deceased, and heartfelt sympathy to his bereaved family of orphaned children; and be it further

Resolved, That a copy of this resolution be spread upon the journals of the Senate and House, and the secretary be instructed to forward a copy to the family of the deceased.

The following resolution was introduced by Senator Warburton :

Resolved, That the president of the Senate appoint a committee of five senators to visit each of the state educational institutions.

Upon the motion of Senator Warburton, the resolution was laid on the table.

A committee of three members of the House reported that the House desired the Senate to meet them in joint session, at 2:15 o'clock P. M., to canvass the vote of the late election.

Senator L. C. Crow moved that a committee of three be appointed to notify the House that the Senate would meet the House in joint session, at 2:15 P.M., to canvass the vote of the late election.

The motion carried, and the president *pro tem.* appointed Senators L. C. Crow, Rand and Schofield as such committee.

Senator Preston introduced the following joint resolution, which was adopted :

WHEREAS, Messrs. Shreve & Co., of the city of San Francisco, State of California, have presented to the State of Washington the steel die used by them in impressing upon the silver service donated by the citizens of the State of Washington to the United States cruiser Olympia, a fac-simile of the State Seal of Washington : Therefore, be it

Resolved, By the Senate of the State of Washington, the House of Representatives concurring, that the die so presented be, and the same hereby accepted, and directed to be placed in the custody of the Secretary of State ; and be it further

Resolved, That the thanks of the State of Washington are hereby tendered to the firm of Shreve & Co. for the same ; and be it further

Resolved, That the Secretary of State forthwith forward to Messrs. Shreve & Co. a copy of this resolution, duly engrossed.

The following resolution, introduced by Senator Clapp, was adopted :

Resolved, That the sergeant-at-arms be instructed to furnish the Lieutenant Governor and secretary, also each member of the Senate, with postage stamps to the value of five dollars.

Senate memorial No. 2, by Senator Rands, providing for the improvement of the north fork of Lewis river, was read first time, and on motion of Senator Rands the rules were suspended, the memorial read the second time by title, ordered printed, and referred to Committee on Commerce, when appointed.

The special committee appointed to notify the Governor that the Legislature was in session and ready to receive communica-

tions from him, reported that the committee had delivered its message and that the Governor would be pleased to deliver his message at the convenience of the Legislature.

INTRODUCTION OF BILLS.

Senate bill No. 7, by Senator Tolman: An act to establish a railroad commission for the State of Washington, etc.

The bill was read first time; and, on motion of Senator Tolman the rules were suspended, the bill read second time by title, ordered printed, and referred to the Committee on Railroads, when appointed.

Senate bill No. 8, by Senator Wilshire: An act to provide for appeals from the Board of State Land Commissioners, and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Wilshire, the rules were suspended, the bill read second time by title, ordered printed, and referred to Committee on Judiciary, when appointed.

Senate bill No. 9, by Senator Wilshire: An act to redistrict and reapportion members of the Senate and House of Representatives of the State of Washington.

The bill was read the first time; and, upon motion of Senator Wilshire the rules were suspended, the bill read the second time by title, and ordered printed.

Senate bill No. 10, by Senator Cornwell: An act amending section 2 of an act entitled "An act to provide for the transportation of convicts to the Territorial Penitentiary and to fix the compensation therefor," approved January 31, 1888.

The bill was read the first time; and, on motion of Senator Cornwell the rules were suspended, the bill read the second time by title, and referred to Committee on Judiciary, when appointed.

Senate bill No. 11, by Senator Rands: An act to amend section 4907 of chapter seven of title 27, relating to procedure in courts of record, etc.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill read the second time by title, ordered printed, and referred to Committee on Judiciary, when appointed.

Senate bill No. 12, by Senator Rands: An act to amend section 6196 of Ballinger's Codes and Statutes of Washington, relating to settlement of estates without administration, etc.

The bill was read the first time; and, upon motion of Senator Rands, the rules were suspended, the bill read the second time by title, ordered printed, and referred to Committee on Judiciary, when appointed.

On motion by Senator Andrews the Senate resolved itself into a committee of the whole to consider Senate bill No. 1.

The bill was considered in the committee of the whole, Senator Herman D. Crow in the chair, and reported back to the Senate with the recommendation that it do pass.

The report was adopted.

Senate bill No. 1 was read third time, placed on final passage and passed by the following vote: Yeas 32, nays 0, absent or not voting 2.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, Welty, and Wilshire — 32.

Those absent or not voting were: Senators Land and Stewart — 2.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion by Senator Baker, the rules were suspended and Senate bill No. 1 sent immediately to the House.

The following joint resolution was introduced by Senator Warburton, and laid on the table:

Resolved, That the Senate and House of Representatives convene in joint session on Wednesday, the 16th of January, 1901, at 2 P. M., to receive the inaugural address of Hon. John R. Rogers, Governor of the State of Washington.

The oath of office was administered by the president *pro tem.* to A. J. Faber, assistant journal clerk.

On motion by Senator Baker, Senate adjourned at 11:30 A. M. until 2 P. M.

AFTERNOON SESSION.

Senate called to order by the president *pro tem.* at 2 o'clock P. M. January 15, 1901, pursuant to adjournment.

The secretary called the roll, all members being present except Senators Biggs, Crow L. C., Hamilton, Sharp, Stewart — 5.

On motion of Senator Smith, it was ordered that a committee of three be appointed to fix the salaries of Senate employes.

Upon motion of Senator Preston, the report of the Committee on Rules and Joint Rules was adopted as amended.

On motion of Senator Land, Willis Rand was appointed assistant postmaster and messenger of the Senate by the following vote :

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Davis, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, Wilshire — 26.

Those voting nay were: Senators Crow Herman D., Garber, Preston, Reser, Welty — 5.

Those absent or not voting were: Senators Crow L. C., Hamilton, Stewart — 3.

On motion, the secretary was instructed to have cards printed with the names of the respective senators and the county represented by them, to take the place of those now attached to each senator's desk.

The Senate retired to meet in joint session with House.

JOINT SESSION TO CANVASS ELECTION RETURNS.

A joint session of the Senate and House for the purpose of canvassing the election returns of the state offices was held Tuesday, January 15, 1901, at 2:15 o'clock P. M.

The roll of the Senate was called by the secretary; all being present except Senators Hamilton and Stewart — 2.

The roll of the House was called; all being present except Representatives Bostwick, Earles, Howell, and Comstock, who was excused on account of illness.

The joint session proceeded to canvass the election returns.

The canvassing of the election returns not having been completed at 4:30 o'clock, joint session took a recess until 10:15 A. M. Wednesday, January 16, 1901.

Senate returned to Senate chamber at 5 o'clock.

Oath of office was administered to Willis Rand as assistant postmaster and general messenger.

On motion of Senator Herman D. Crow, the Senate took a recess until 10 o'clock A. M., Wednesday, January 16, 1901.

The Senate was called to order by Senator Megler, president *pro tem.*, at 10 o'clock A. M. Wednesday, January 16, 1901.

The secretary called the roll; all members being present.

Prayer was offered by Rev. A. G. Sawin, of the Baptist church.

On motion of Senator L. C. Crow the Senate took a recess to meet with the House in joint session to complete the canvassing of the election returns.

JOINT SESSION.

Speaker Albertson called the joint session to order at 10:15 o'clock A. M.

The chief clerk of the House called the roll of the House; all members being present.

The secretary of the Senate called the roll of the Senate; all members being present.

There being a majority of both houses present, the Speaker announced the result of the canvass of the votes on state officers, which was as follows :

GOVERNOR.

Frink.....	49,860
Rogers.....	52,048
Dunlap.....	2,103
McCormick.....	843
Randolf.....	1,670

LIEUTENANT-GOVERNOR.

McBride.....	53,574
McCrosky.....	46,570
Hall.....	2,373
Matson.....	989
Rienert.....	1,922

SECRETARY OF STATE.

Nichols.....	54,839
Birdy.....	45,116
McCoy.....	2,436
Hoag.....	987
Ross.....	2,086

TREASURER.

Maynard.....	55,395
Runner.....	44,697
Gridley.....	2,260
Norling.....	959
Fraser.....	2,051

AUDITOR.

Atkinson.....	55,401
Silverthorn.....	44,577
Steers.....	2,875
Graves.....	1,072
Wallace.....	2,050

ATTORNEY GENERAL.

Stratton.....	54,841
Vance.....	45,307
Byers.....	2,861
Ellis.....	1,008
Phipps.....	1,984

SUPERINTENDENT PUBLIC SCHOOLS.

Bryan.....	54,558
Browne.....	45,716
Sherwood.....	2,344
Bland.....	969
Kingsburry.....	1,959

COMMISSIONER PUBLIC LANDS.

Callvert.....	54,915
Holcomb.....	44,787
McKinley.....	2,528
Noon.....	1,003
Austin.....	2,021

The Speaker declared the following candidates elected to the several offices named, to-wit:

Governor.....	JOHN R. ROGERS.
Lieutenant-Governor.....	HENRY MCBRIDE.
Secretary of State.....	S. H. NICHOLS.
Treasurer.....	G. W. MAYNARD.
Auditor.....	JOHN D. ATKINSON.
Superintendent Public Instruction.....	R. B. BRYAN.
Commissioner Public Lands.....	S. A. CALLVERT.

On motion of Mr. Falknor, the joint session dissolved at 10:25 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

J. G. MEGLER,
President pro tem. of the Senate.

THIRD DAY.

MORNING SESSION.

SENATE CHAMBER,
 OLYMPIA, WASHINGTON, Wednesday, January 16, 1901. }
 10:30 o'clock, A. M. }

Senate called to order at 10.30 o'clock A. M., by Senator Megler, president *pro tem*.

The minutes were read and approved.

INTRODUCTION OF BILLS.

Senate bill No. 13, by Senator Tolman: An act reviving and continuing in effect an act entitled an act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington, etc.

The bill was read the first time; and, upon motion of Senator Tollman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Appropriations, when appointed.

Senate bill No. 14, by Senator Andrews: An act to provide for a state building and an exhibit of the products of the State of Washington at the Pan-American Exposition of 1901, and making an appropriation therefor.

The bill was read the first time; and, upon motion of Senator Andrews, the rules were suspended, the bill was read second time by title, and referred to Committee on Appropriations, when appointed.

Senate bill No. 15, by Senator Moultray: An act providing for the re-appraisal of the tide lands in front of the city of Blaine, Whatcom county, Washington.

The bill was read the first time; and, on motion of Senator Moultray, the rules were suspended, bill read the second time by title, ordered printed, and referred to the Committee on State Grants, School and Tide Lands, when appointed.

Senate bill No. 16, by Senator Hammer: An act making an appropriation for the office of Commissioner of Public Lands.

The bill was read first time; and, upon motion of Senator Hammer, the rules were suspended, the bill was read second

time by title, ordered printed, and referred to Committee on Appropriations, when appointed.

On motion Senate bill No. 16 was made special order of business for Thursday, January 17th, at 2:30 o'clock P. M.

Senate bill No. 17, by Senator Moultray: An act making appropriation for the State Normal School at New Whatcom, Wash., for the balance of the fiscal year ending in 1901.

The bill was read the first time; and, on motion of Senator Moultray, the rules were suspended, the bill was read second time by title, and laid temporarily on the table.

On motion of Senator Moultray, Senate bill No. 17 was taken off the table, ordered printed, and made a special order of business for Thursday, January 17, 1901, at 2 o'clock P. M.

Senate bill No. 18, by Senator LeCrone: An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington.

The bill was read the first time; and, upon motion of Senator LeCrone, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Appropriations, when appointed.

Senate bill No. 19, by Senator Herman D. Crow: An act to regulate the width of tires upon vehicles used upon public streets, highways and roads.

The bill was read the first time; and, upon motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Roads and Bridges, when appointed.

Senate bill No. 20, by Senator Herman D. Crow: An act repealing section 6 of an act entitled "An act amending an act to provide for the assessment and collection of taxes in the State of Washington."

The bill was read the first time; and, upon motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Public Revenue and Taxation, when appointed.

On motion of Senator Preston the following report of the Committee on Rules and Joint Rules was adopted:

REPORT OF SENATE COMMITTEE ON RULES AND JOINT RULES.

OLYMPIA, January 15, 1901.

MR. PRESIDENT :

We, your Committee on Rules and Joint Rules, respectfully report as follows :

We recommend the adoption, as the rules of the Senate, of the code of rules herewith submitted. In connection therewith, we respectfully submit that the said code of rules is an exact copy of the rules of the Senate for the session of 1899, contained in the printed book of rules of that session, with the following exceptions :

1. We have added to rule 5 the following : "The compensation of any employe of the Senate shall not be increased except by a two-thirds vote of all the members of the Senate, and the names of all members voting thereon shall be entered in the journal. Under no circumstance shall the compensation of an employe be increased for past services."

2. We have amended former rule 6 by reducing the number of members of committee number 28, Public Revenue and Taxation, from nine to seven.

3. We have further amended former rule 6 by adding thereto, at the foot thereof, the following :

STANDING COMMITTEES (FOR THE SESSION ONLY).

38. Legislative Apportionment, 9.

39. Congressional Districts, 5.

4. We have amended rule 10, so as to include the docket clerk among the list of regular employes of the Senate.

4½. We have amended rule 26 by striking the last word in the second line and inserting "ten thereof."

5. We have added rule 31½, requiring underscoring of amenditory words of bills amending existing statutes.

We submit no report of joint rules, for the reason that there has been no committee appointed by the House of Representatives to act with us. We therefore respectfully suggest to the Senate that your committee be permitted to report later on the matter of joint rules.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur : Harold Preston, C. A. Mantz.

OLYMPIA, January 16, 1901.

MR. PRESIDENT:

We your Committee on Joint Rules respectfully report that on yesterday we met with the Committee of the House on Joint Rules, and that the two committees unanimously voted to recommend the adoption of the joint rules of the sixth session as the joint rules of this session.

Your committee, therefore, submit a joint resolution in accordance therewith and recommend its adoption.

J. G. MEGLER, Chairman.

We concur: Harold Preston, C. A. Mantz.

The report was adopted.

JOINT RESOLUTION.

Be it resolved by the Senate, the House concurring, That the joint rules of the sixth session be and are hereby adopted as the joint rules of this session.

The following resolution was introduced by Senator Warburton, and adopted.

Resolved, That the sergeant-at-arms provide a room for the use of the stenographers of the Senate in taking dictation from the Senators, and rent two typewriters for the use of the stenographers of the Senate.

INTRODUCTION OF BILLS.

Senate bill No. 21, by Senator Sharp: An act relating to farmers' institutes, and making an appropriation.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed and referred to Committee on Agriculture, when appointed.

Senate bill No. 22, by Senator Rands: An act to amend section 4741 of article 2, relating to manner of drawing and summoning jurors, etc.

The bill was read the first time; and, upon motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary, when appointed.

Senate bill No. 23, by Senator Rands: An act repealing an act fixing the venue of actions in justice courts.

The bill was read the first time; and, upon motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary, when appointed.

Senate bill No. 24, by Senator Angle: An act to amend sections 2, 3, 12, 13 and 15 of an act entitled "An act for the protection of game animals and birds, and song birds," etc.

The bill was read the first time; the rules were suspended, the bill was read second time by title, ordered printed, and referred to Judiciary Committee, when appointed.

MESSAGES FROM THE HOUSE.

The following messages were received from the House:

HOUSE OF REPRESENTATIVES,

OLYMPIA, January 16, 1901.

MR. PRESIDENT:

The House has adopted Senate concurrent resolution No. 1; Senate

concurrent resolution No. 2; Senate concurrent resolution No. 3, which are herewith returned.

The House has adopted Senate joint resolution No. 4.

The House has passed House concurrent resolution No. 1.

The House has adopted House joint resolution No. 2, by Representative Fairchild, relating to the escort of Governor Rogers to the joint session to be held at 2 o'clock P. M. today.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The oath of office was administered to the following employes of the Senate :

O. L. INGRAM.....Stenographer.

HATTIE DUNLAP.....Docket Clerk.

LOTTA GANAHL.....Assistant Enrolling Clerk.

Upon motion of Senator Andrews, the Senate took a recess until 1:45 o'clock this afternoon.

AFTERNOON SESSION.

Senate called to order at 1:45 o'clock P. M. by President *pro tem.* Megler, pursuant to recess.

Secretary called the roll; all members being present except Senator Hamilton.

Senator Herman D. Crow presented the following memorial from the Chamber of Commerce of Spokane, which was read and made special order of business for 11 o'clock A. M. January 17, 1901 :

To the members of the Senate and House of Representatives in session assembled at Olympia, Washington, we address this memorial:

WHEREAS, There is a bill now pending before the House of Representatives in Washington, D. C., known as the "River and Harbor Bill," which bill appropriates certain funds for the improvement of rivers and harbors in the United States; and

WHEREAS, It is desirous to add to that bill an appropriation for the construction of the canal known as the "Dalles-Celilo Canal" around certain unnavigable rapids in the Columbia river;

WHEREAS, The construction of said canal would be of vast benefit to Eastern Washington; and

WHEREAS, The time is short in which action upon this matter can be taken:

Therefore, we, your petitioners, respectfully pray that there may be telegraphed to the congressional delegation from the State of Washing-

ton, viz., Hon. A. G. Foster, Hon. George Turner, Hon. W. L. Jones, and Hon. Frank W. Cushman, a memorial from your body, requesting that they use their immediate influence in securing an appropriation to be used for the construction of said Dalles-Celilo Canal, for which we, your petitioners, shall ever pray.

Dated this 11th day of January, 1901, at Spokane, Washington.

The above memorial was unanimously adopted by the Spokane Chamber of Commerce at its regular monthly meeting, January 11, 1901.

In witness whereof we, the president and secretary, hereunto subscribe our names and affix the corporate seal of the said Spokane Chamber of Commerce.

W. E. HAWLEY, Secretary.

E. D. OLINSER, President.

The committee from the House announced that the House was in session and ready to receive the Senate in joint session to hear the Governor's message.

Upon motion of Senator L. C. Crow, the Senate retired to the House to receive the Governor's message.

JOINT SESSION.

The Senate and House of Representatives met in joint session at 2 o'clock P. M. to receive the Governor's inaugural address.

Speaker Albertson called Senator Megler, president *pro tem.* of the Senate, to the chair to preside over the joint session.

The secretary called the roll of the Senate; all members being present.

The clerk of the House called the roll of the House; all members being present except Earles, Howell, LaWall and Merritt.

The president *pro tem.* appointed Senator Herman D. Crow and Representatives Easterday and Conway as a committee to wait upon the Governor and bring him before the joint session.

Chief Justice Reavis was invited to the platform.

The committee appointed announced that the Governor was at the door.

Senator Herman D. Crow, the chairman of the committee, introduced the Governor to the chairman of the joint session, who in turn presented the Governor to the joint session.

Chief Justice Reavis administered the oath of office to Governor John R. Rogers, of the State of Washington.

Governor John R. Rogers delivered the following inaugural address:

SECOND INAUGURAL MESSAGE OF GOVERNOR JOHN R. ROGERS.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT.
OLYMPIA, January 16, 1901.*Gentlemen of the Senate and of the House of Representatives :*

Called a second time to the high and honorable position of Governor, I should be ungrateful indeed did I not express my gratitude to the people of the State of Washington for honors conferred. In return it is my highest ambition to be able to serve them worthily and to retire at the close of my term with their good opinion still retained.

Perhaps I may be permitted, at this time, to say that during the four years that are past, I have steadily kept in view the general public welfare. Doubtless particular persons and localities at times may have thought that their peculiar interests were not favored as they should have been, and yet I am conscious of no dereliction of duty. In a government of the majority, peculiar and special interests must always be subordinated to the general welfare. That the general and public good has been subserved, the passage of events has shown. No state in the American Union occupies to-day a higher or prouder position, at home or abroad. The laws are executed with promptness and dispatch. No riot or occurrence of public disorder has stained our records. Order prevails and will prevail. Should disorder at any time appear the state is prepared to repress it at once. A foreign war found Washington one of the first among the states to respond to the call of the President of the United States for military aid. Since my last communication to the Legislature our volunteers have returned home to meet the welcoming plaudits of a grateful people. They were met at Seattle by the Commanding General of the armies of the United States, who, in company with myself, boarded their ship as she sailed into the harbor. Afterwards, at the old university grounds, they were received by General Miles and others, the General paying them the high honor of an address of welcome, in which he publicly thanked them for services well rendered. Our public credit is established. No state enjoys a better reputation in this regard. The state debt has been reduced and put in a way of complete extinction, if the present economical management is continued. A plain statement of facts, furnished from the records of the State Auditor's office, will serve to emphasize this.

STATE DEBT.

Four years ago the total state debt was \$2,176,347.64. This in spite of the fact that our State Constitution, in the most explicit terms, forbids any indebtedness in excess of \$400,000. Of this total debt, \$1,777,918.03 was in the form of general fund warrants. These, with the military fund warrants, amounting to \$98,429.61, called for eight per cent. interest, or a total of \$150,000, in interest per annum, approximately. Warrants were two and a half years in arrears, so that on each dollar used by the state in the conduct of its business, twenty per cent. in interest was paid. The business man possessed of assets equal in value to those

of the State of Washington, who should conduct his business in such a manner, would certainly be benefited by the appointment of a guardian.

During the past eight years there has been paid, as interest, on state indebtedness, mostly to brokers and dealers in warrants, the enormous sum of \$918,712.36. Almost a million of dollars of the taxpayers' hard-earned money has thus been taken for a purpose which admits of no return. Horace Greeley said, many years ago, that the only difference between successful and unsuccessful men in the ordinary business of life was simply that one class paid interest on money and the other received it. Under a properly organized system the state should pay no interest. It should be put, by its legislators, in the successful class. It should do business for cash. To compel its taxpayers to contribute enormous sums for the support of curb-stone brokers is a flagrant misuse of the powers of government.

During the past four years, whatever it has been possible to do in decreasing the burdens of government has been attempted, with gratifying results. The total outstanding indebtedness has been reduced from \$2,176,347.64, in 1897, to \$1,392,659.66, on January first 1901, and of this latter amount \$730,000 in the permanent school fund, have, under the law of 1899, been used by the state in the payment of general fund warrants and the issuance of three and one-half per cent. state bonds, which, in lieu of cash expended for this purpose, are placed in the permanent school fund. On general fund warrants thus redeemed, bearing interest at eight per cent., there has been a direct and positive saving of four and one-half per cent.; and as the three and one-half per cent. accruing upon these bonds is added to the permanent school fund there has been a practical saving of all interest charges upon nearly three-quarters of a million dollars. Interest charges have been still further reduced by a reduction of the rate paid, from eight to five per cent. Instead of more than two millions of dollars of indebtedness, the greater part bearing interest at eight per cent., as was the case four years ago, the following exhibit will show the condition of the state debt on January 1, 1901:

General fund warrants, bearing 5 per cent. interest, less cash on hand.....	\$516,392 02
State bonds, bearing 3½ per cent. interest.....	155,000 00
School bonds, bearing 3½ per cent. (interest covered into treasury).....	730,000 00
	\$1,401,392 02
Less cash in interest fund	8,732 36
Total debt.....	\$1,392,659 66

An examination of the above exhibit will show that unproductive interest charges have been reduced from \$150,000 per annum, as stated by Gov. McGraw in his message of 1897, to about \$30,000 per annum at the present time.

MANAGEMENT OF PUBLIC FUNDS.

Among the causes leading to an improved condition of the state's finances must be named the enactment of the Revenue Law of 1897. This has been found most efficient. The issuance of delinquent tax certificates, bearing fifteen per cent. interest, operates to induce prompt

payment of taxes, and while the penalty for non-payment may appear somewhat harsh, it may be stated as a settled fact that men will not pay taxes so long as it is profitable not to pay. He who obeys the law suffers no harm, and as there can be no effective law without penalty, so a sufficient penalty is necessary for the creation of an effective law. In my opinion, a good law should not be tampered with.

The Bedford law of 1899, calling for the investment of moneys in the permanent school fund in outstanding general fund warrants, is also to be credited with saving to the state large sums of interest. To secure the execution of this law I was obliged to institute a suit in the Supreme Court. Judge James Wickersham, of Tacoma, appearing in my behalf in the case of the *State of Washington, ex rel. Patrick H. Winston, Attorney General vs. John R. Rogers, Governor, et al.* This was an application to restrain the defendants from issuing a state bond for sale to the permanent school fund. As Judge Wickersham made no charge for legal services I consider it simply a matter of justice that he here receive honorable mention as having rendered the state a valuable service. The case will be found in volume 21, Washington Reports.

These facts are well known to investors and to those prominent in commercial matters. The large taxpayer carefully and rigidly scrutinizes the manner in which his contribution to the public expenses is handled. Partisan politics is to him a matter of immaterial consequence compared to the business-like conduct of state affairs. He is ever ready to endorse, without regard to the political party with which he is nominally affiliated, the statement of Thomas Jefferson, that "the art of government is simply the art of being honest." And these things, having to do with the public purse, are of immense and far-reaching importance in a young and growing commonwealth where every effort is wisely and properly made to attract and bring among us, as permanent residents, the wiser and better classes of immigrants. Our growing young state, advancing by leaps and bounds, in population, wealth and commercial importance, must do nothing that can in any manner shake the confidence in our governmental and financial stability of those who, caring little for partisan politics, are intensely interested in the wise and prudent management of the public funds and the successful and honorable conduct of public affairs.

THE BLIGHT OF PARTISANSHIP.

It has been said, and repeated in various quarters, that in order to secure for the political party represented by the majority in these chambers, certain appointments, placed by the Constitution, by express provision, and by implication, in the hands of the Governor, the Legislature will endeavor to make appointments by statute. That, forgetting the precedents of the past, and the plain provisions of our form of government, divided as it is into three independent branches, it will endeavor to over-ride and nullify a co-ordinate department of government. But although this has been broached in quarters considered by many as prominent, I do not, for an instant, credit the announcement. But the other day, in the state of Kentucky, the American people were treated

to a rare spectacle of republican degeneracy, which the men of Washington are too wise to imitate. The governor of that state, in command of the militia, chased the members of the state legislature, in tumultuous disorder, about the streets of Frankfort, that he might prevent a meeting. A republican governor, of manifest imperialistic tendencies, was attempting for the time at least, to destroy the time-honored American form of government and nullify and render useless a co-ordinate department of state authority. The American people are yet in love with our peculiar form of government, sanctioned as it is by a century and a quarter of glorious record. They do not favor its partial nullification by insidious methods, and in succeeding elections always make amends for the mistakes of over-anxious politicians. The voters are never long in doubt, and, spite of the outcries of miscreants who may control the partisan press, well know how to make attempting nullifiers very unnecessary.

The veriest tyro in politics is aware that our distinctive American form of government, in both state and nation, is composed of three co-ordinate and independent departments. He is also aware that the appointing power is an executive and not a legislative function. Each department is supreme within certain constitutional limits. Under constitutional provisions similar to ours it has become fixed as a settled principle that no one of these departments can override or destroy the power or functions of another. To establish this a long line of authorities might be quoted. I desire, however, at this time, simply to call attention to a plain fact instantly apparent to careful observers wherever found.

PUBLIC EDUCATION.

Upon one subject Americans are agreed. Public education is universally believed in and supported. How best to secure the purposes of education may possibly cause a division of opinion and yet even here differences should not be great. Our state constitution provides as follows:

ARTICLE IX. SECTION 1. "It is the paramount duty of the state to make ample provision for the education of all children residing within its borders, without distinction or preference on account of race, color, caste or sex."

SECTION 2. "The legislature shall provide for a general and uniform system of public schools. The public school system shall include common schools, and such high schools, normal schools and technical schools as may hereafter be established. But the entire revenue derived from the common school fund, and the state tax for common schools, shall be exclusively applied to the support of the common schools."

It is here clearly and plainly set forth that it is the paramount duty of the state to give every child resident within its borders an opportunity to obtain that education which is absolutely necessary to enable him to live a useful and honored life. The claims of what is called higher education will be ably and elaborately set forth by enthusiastic and interested parties, and to these you will be forced to listen. The State of Washington has now five institutions of learning dependent upon state appropriations for support. The University of Washington, at Seattle; the Washington Agricultural College and School of Science, at Pullman; and three State Normal Schools. All these are in a most flourishing

condition. Their wants are large and their expectations great. If the founders of our state had, in the beginning, established in some central place one State University, with Normal and Agricultural Departments, there could have been gathered together in one all these several institutions with great advantage to all and large saving to the taxpayer. Had this been done it would have then cost less money to transport all pupils to and from their homes, and furnish them with free board and lodging during their collegiate terms, than, under the present plan, to continue the multiplication of costly edifices and the duplication of expensive faculties.

Professor Ely, in one of his works on Political Economy, instances the State of Ohio as showing the folly of divided effort. "The State of Ohio," says he, "has thirty-five different colleges, no one of which is of great importance or is scarcely known outside its borders. If all the energy, money and enthusiasm necessary to keep the breath of life in these separate institutions had been devoted to one, the state would have possessed a college of which, not only the State of Ohio, but the whole country, would have been proud." In Washington, as well as in Ohio, effort has been divided, and the policy of still further division appears to be in favor. My predecessor in office, as well as myself, endeavored to stem the tide by veto, but without avail. We now have three state normal schools; one at Cheney, for the eastern portion of the state; one at Ellensburg, for the central, and one at New Whatcom, for the Northwest. Another, for the Southwest will undoubtedly be called for in the near future. These institutions are now permanent fixtures, and must be provided for. The school at New Whatcom has been particularly successful in attracting a large clientage, and, because of the large numbers in attendance, has already exhausted its appropriation, and you will be asked, at an early day, to come to its relief. The building as originally planned, was not completed, and should now be finished by the addition of an auditorium, or assembly hall, without which it is practically impossible to properly conduct the school. For the particular claims of these different institutions, I refer you to the statements made by the several Boards of Regents and Trustees having charge. But, whatever is done for the support of higher education—and it must not be neglected—the common schools should receive your earnest and careful attention, for here nine-tenths of our boys and girls are to receive all the schooling they will ever know. To neglect the common schools would be to neglect your paramount duty as conservators of the public weal.

Under the law, as it now stands, a state tax not exceeding four mills upon the dollar is levied, sufficient to produce eight dollars for each child of school age in the state. This is the state tax for the support of common schools. Before the claims of higher education are so much as discussed the law should be amended by substituting six mills for four mills, and ten dollars for eight dollars. I hope this legislature will not adjourn without increasing the efficiency and the usefulness of the common schools.

A system of traveling libraries has been adopted in some of the eastern states that has proven of great and lasting value. I should be glad to see it adopted here. A comparatively small amount—say \$300 for each county—will supply a small circulating library, say fifteen volumes, in a strong wooden case, for each school in the county; these volumes to be in charge of the county superintendent and circulated from one school to another throughout the county. Each scholar would thus have the benefit of quite a large library. A taste for good reading would thus almost inevitably be acquired and vast and almost incalculable good be done and the character of the future men and women of this state be elevated to a higher plane.

PUBLIC INSTITUTIONS.

The state eleemosynary, reformatory and penal institutions, with the exception of the School for Defective Youth, at Vancouver, were placed by law, enacted in 1897, under the control of a State Board of Audit and Control, thus replacing five separate Boards of Trustees, in the management of these institutions. Many improvements have been made and large savings effected as a result. This is in line with advanced thought in other states. Wisconsin was the first, I believe, to adopt the plan. Other states have followed. At the present time the State of Iowa has, I am convinced, the best law of this character, to which the attention of legislators is called. The law creating our State Board of Audit and Control should be so amended as to include the School for Defective Youth, at Vancouver. As at present constituted, the Board of Control consists of the Governor and five appointees, all of whom, with one exception, serve without pay, other than traveling expenses. As it is almost impossible to secure that close and careful attention to details which is essential from gentlemen who receive no pay for services rendered, even though these are men of the highest character and attainments, I recommend that the Iowa law be followed and our board of six be reduced to three, appointed by the Governor, each to receive a salary of \$2,000 per annum. In Iowa the salary is \$3,000 per annum. This board, thus constituted, should be a non-partisan board, not more than two of whom should belong to the same political party. The Governor should not be a member. He has troubles of his own and duties sufficient to otherwise occupy his time. It should also be provided, as in the Iowa law, that appointments made in the several institutions should not be political appointments. The board should appoint the superintendent of each institution, and the superintendent of each institution should have sole power to appoint those under him and power to summarily discharge for cause. A non-partisan board of this character, composed of careful business men, giving their entire time and attention to these matters, will be able to still further improve the service and reduce the cost to the taxpayers. These institutions compel the expenditure of large sums of money which should be curtailed, if possible. Our penitentiary, as an instance, is a very expensive institution. Strong, lusty convicts, burglars and house-breakers, should be made to earn at least the money it costs to keep them. Now it costs more than \$1,000

a week to board them. In some states convicts are made a source of profit. And this is done in the well-ordered Vermont State Prison, where convicts are given greater privileges than ours enjoy. The last report of the Winconsin State Board of Control showed that it was able to turn back into the state treasury \$75,000, appropriated for the conduct of state institutions. Good business men on our Board of Control ought to be able to still further reduce, in future years, the very large sum you will be called upon to appropriate for the support of these institutions.

A board of visitors for each institution, to serve without pay, composed of our best and most philanthropic citizens, who would visit these institutions and make reports to the Governor for publication; the boards to be modeled after the national boards of visitors appointed by the President for the West Point Military Academy and the Naval Academy, at Annapolis, has been proposed by Bishop Barker, and has met with favor in distinguished quarters. I heartily commend the suggestion.

I append a tabulated statement showing the very large per capita saving already effected by the State Board of Audit and Control, as compared with expenditures made under a former administration. Regarding the following tabulated statement, showing in the aggregate an enormous difference, the claim will be made, as it was during the campaign, that a large amount of maintenance funds was used for permanent improvements during the McGraw administration, and that this has not been the case during the past four years. In relation to this it may be said that the large expenditures for improvements from maintenance funds were made during the Ferry administration, when the institutions were being established and greatly enlarged. It is true that a larger amount was expended for permanent improvements during the McGraw administration than during the past three and a half years, at some of the institutions, but not enough to make any marked change in the per capita cost. As an offset for this, however, it must be admitted that the cost of almost all supplies has steadily advanced during the present term, and that practically everything purchased has been at a larger cost than that paid during the four years just preceding.

In the comparison instituted the term of three and a half years is used, for the reason that the State Board of Control has not existed for the full term of four years, and expenditures for the last quarter were not fully made up at the time this exhibit was prepared.

WESTERN WASHINGTON HOSPITAL FOR THE INSANE.

Total maintenance expenditures 4 years ending March 31, 1897.....	\$328,713.77
Total maintenance expenditures 3½ years ending September 30, 1900.....	279,194.90
Average daily cost per capita 4 years ending March 31, 1897, 471 inmates....	.4780
Average daily cost per capita 3½ years ending September 30, 1900, 594.96 inmates.....	.3673
Daily saving per capita 3½ years ending September 30, 1900....	\$00.1107
Saving per day on 594.96 inmates	65.862
Saving 3½ years, or 1,277.5 days.....	84,138.7969

EASTERN WASHINGTON HOSPITAL FOR THE INSANE.

Total maintenance expenditures 4 years ending March 31, 1897.....	\$201,741.49
Total maintenance expenditures 3½ years ending September 30, 1900.....	174,258.61
Average daily cost per capita 4 years ending March 31, 1897, 219.1 inmates..	6805
Average daily cost per capita 3½ years ending September 30, 1900, 307.38 inmates.....	4438
Daily saving per capita 3½ years ending September 30, 1900.....	\$00.1867
Saving per day on 307.38 inmates.....	57.3878
Saving for 3½ years, or 1,277.5 days.....	73,312.9732

WASHINGTON STATE PENITENTIARY.

Total maintenance expenditures 4 years ending March 31, 1897.....	\$314,321.92
Total maintenance expenditures 3½ years ending September 30, 1900.....	191,169.99
Average daily cost per capita 4 years ending March 31, 1897, 423.8 inmates..	5080
Average daily cost per capita 3½ years ending September 30, 1900, 357.2 inmates.....	4190
Daily saving per capita 3½ years ending September 30, 1900.....	\$00.0890
Saving per day on 357.2 inmates.....	31.7908
Saving for 3½ years, or 1,277.5 days.....	40,612.7470

WASHINGTON STATE REFORM SCHOOL.

Total maintenance expenditures 4 years ending March 31, 1897.....	\$91,649.33
Total maintenance expenditures 3½ years ending September 30, 1900.....	67,798.70
Average daily cost per capita 4 years ending March 31, 1897, 142.8 inmates..	4896
Average daily cost per capita 3½ years ending September 30, 1900, 153.58 inmates.....	3456
Daily saving per capita 3½ years ending September 30, 1900.....	\$00.0940
Saving per day on 153.58 inmates.....	14.43652
Saving for 3½ years, or 1,277.5 days.....	18,442.6543

WASHINGTON SOLDIERS' HOME.

Total maintenance expenditures 4 years ending March 31, 1897.....	\$85,692.89
Total maintenance expenditures 3½ years ending September 30, 1900.....	86,148.43
Average daily cost per capita 4 years ending March 31, 1897, 106.2 inmates..	5526
Average daily cost per capita 3½ years ending September 30, 1900, 144.5 inmates.....	4667
Daily saving per capita 3½ years ending September 30, 1900.....	\$00.0859
Saving per day on 144.5 inmates.....	12.41255
Saving for 3½ years, or 1,277.5 days.....	15,857.0326

RECAPITULATION.

Western Washington Hospital for the Insane.....	\$84,138.79
Eastern Washington Hospital for the Insane.....	73,312.97
Washington State Penitentiary.....	40,612.74
Washington State Reform School.....	18,442.65
Washington Soldiers' Home.....	15,857.03
Total.....	\$232,364.18

That the above large sum, in addition to what has been expended, would have been called for under the old management, unprejudiced observers will readily admit. The showing made, however, is in line with what has been accomplished by boards of control in other states.

HALL AT SOLDIERS' HOME.

At the Soldiers' Home, an Assembly Hall should be built in order that the inmates may have a place of sufficient size in which to hold public meetings, hear lectures or engage in public amusements. Without

such a place time must hang heavy on the hands of the old veterans there assembled.

U. S. PENITENTIARY.

On the admission of this state into the Union there was donated to it from the United States, the sum of \$30,000, for the erection of a State Penitentiary. Some \$4,000 of this was expended by a former United States administration in the purchase of 40 acres of land adjoining the penitentiary grounds at Walla Walla, but nothing further was ever done to obtain the use of the balance of this fund. After a great deal of tiresome correspondence with the Department of the Interior at Washington, during the last three years, I have at last been enabled to secure for the state the construction of an additional wing to the State Prison at Walla Walla, at the cost of the United States. Plans have been approved, the contract let by the Interior Department, and the walls are now nearing completion.

A FARM HOSPITAL.

The increasing number of insane at the Hospitals will shortly require additional buildings. I am confident that it will be far better to construct a third Hospital or Asylum, at some central place, where good farming land can be obtained, than to add expensive wings to either the Medical Lake or the Steilacoom Hospitals. To the new location, which might well be in the Yakima Valley, only those who are able to work need be taken. At the two Hospitals now in use there are some hundreds of men who are capable of performing a good deal of labor. Doubtless it would be vastly better for them to be employed in some healthful outdoor work. Many are thus employed now, but the character of the soil at both Medical Lake and at Steilacoom is not favorable to profitable agriculture. In other states great account is made of the labor of those inmates able to work. This is mostly made use of in agricultural employments.

I suggest, therefore, that it might be a happy solution of this problem for the state to obtain, somewhere in the Yakima valley, a large farm near the railroad, covered by a gravity water system, upon which economical buildings, for the care of able-bodied men patients, and such as could be trusted to work, could be constructed, and where a system of farming might be carried on, embracing a dairy, where could be made the butter and cheese consumed by all the state institutions; a dryer, where could be dried all the fruit used; and a canning establishment, where could be canned all the fruit and vegetables used at all the state institutions. This farm annex should not be under the care of a physician. Some competent business man would render far better service as manager.

Upon the farm could be raised all the vegetables required for canning, as well as the potatoes, etc., which could be used; the feed for the cows, a large proportion of the pork, if not all of it; the fruit to be canned and dried, besides great quantities of fruits and vegetables, to be shipped in carload lots, during the fruit season, to all the various state institutions, which would furnish to the inmates of all these insti-

tutions and the help employed, healthful and desirable food. Besides this, broom corn could be raised which could be shipped to the Reform School, where a broom factory might be established. Among other savings there would be a saving in the construction of the buildings, as buildings for the class of patients that would be sent to this rural retreat would not need to be so costly as those necessary for the care of the hopelessly insane. But for this purpose rich farming lands are needed. The state has already had too many barren and unsuitable tracts "unloaded" upon its taxpayers.

OCCUPATION FOR INMATES OF THE REFORM SCHOOL.

At the State Reform School, at Chehalis, are about 125 boys and about 40 girls, mostly strong and lusty. Something should be done at once to furnish these boys and girls with useful occupation. I cannot, at this time, suggest anything better than a broom factory; but something along this line should be done at once. Properly handled, these inmates could be made to pay their way, and it would be a god-send to them personally, and of great assistance to their future well being, if they were made to do it. If this Legislature authorizes me to appoint such a Board of Control as I have suggested, I can assure you that this matter will be attended to.

THE RAILWAY QUESTION.

What is known with us as the railway question is simply one phase of the greatest question of modern times; the question of the exchange among men of the products of labor, whether of hand or brain. It lies at the very base of civilization itself. If we view that condition of society in which each man hunts his own food, makes his own weapons and builds his own habitation, we are at once aware that barbarism must prevail. Civilization, according to Adam Smith, the founder of political economy, begins with the division of labor. Men devote their energies to specialized products. Instantly this is done, exchange becomes a most vital and necessary matter. To civilized man it is the question of existence. In the past we can see that the advance of nations has kept pace with their ability to exchange ideas, services and products. Where this has been comparatively free they have gone forward. Where it has not, progress has been prevented and man hindered in his work of subduing for himself all the forces of nature, which is the ultimate goal of existence upon this earth. Whatever assists in this is in the interest of man and aids in the progress of the race. Whatever retards or hampers it is a hindrance to man's upward course. And, we are able to see that all the great inventions, which, like gifts from above, have lifted man from the darkness of the past, have all, without exception, operated in one way and only one. They have enabled men more freely to exchange each with the other. Today, all the wonders of steam and electricity follow in the same line as so many direct and powerful aids in the exchange among men of the products of labor. A thousand years ago our fathers in England, France and Germany, were mere slaves of the soil, forbidden to leave the land upon which they

were born. They could not travel or exchange with others the products of their labor. The establishment of "The King's Highway" was the first step in rolling away the night of "The Dark Ages." Men began to be able to exchange. But they were not yet free. Tribute was demanded. And then, as now, and always, he who pays tribute is never entirely free.

To-day our King's Highway is the iron rail. The use of steam in the transportation of men and the products of mind and muscle has done us much to advance the race as did the institution of the public highway so many centuries ago. Man has gone forward. Civilization has advanced, but men are not yet free. Tribute is still demanded. The Barons of to-day live and fatten, as did their progenitors of an earlier time, by the exaction of tribute upon exchange. It is ours to deliberate upon the situation as it confronts us at this hour.

No member of this legislature desires to do an unjust act. Railway companies are creations of law. They are possessed of certain legal rights. These must be respected. But the railway companies should also be made to respect the rights of the citizen. Freight charges are onerous, and, in some cases, unjust. Both political parties are on record, and have promised to reduce these rates. Former legislatures have so far failed to perform solemn promises in this regard. Will this body likewise fail? Or will it attempt to keep the promise to the public ear while it breaks it to the heart by the passage of a specious and deceptive act intended for the time to fool the voters? The people cannot be long deceived.

There is but one way in which this matter can be successfully handled. It is by the creation of a properly constituted railway commission. It should consist of three competent, just and qualified men. No more than two of these should belong to the same political party. It should be a non-partisan body. They should be appointed by the Governor, and be removable at will. To them should be committed the power to make rates and to enforce them, subject to appeal to the courts. Just, honorable and careful men, constituting a board of railway commissioners, will be able to give that careful attention to the matter in hand which will result, as it has in other states, in removing all cause of complaint, either on the part of the people or the railways. During the short time in which the Legislature is in session it is impossible for it to formulate a rate law which cannot be overthrown by the courts almost in the twinkling of an eye. If the commission makes a mistake in ruling it can make a new rule at once. The legislature meets but once in two years. Two-thirds of the states have railway commissions. Some are of value, others are not. Perhaps I should say that most railway commissions are practically inoperative or of little worth.

Two points are essential to the existence of an effective railway commission. First: It must have sufficient power granted to it by legislative authority. It must not be emasculated and then asked to perform the work of men. Secondly: It must be removable at will, without the farce of a trial. Obviously, no removal would take place as the result

of a trial. It must not feel itself too secure in its tenure of office. Then relief can be obtained. I hope that this legislature will not insult the intelligence of the people of this state by attempting to add to the already too large number in other states, of incompetent or ineffective railway commissions. The men who compose this commission must give their whole time and attention to the business intrusted to their hands. And they must be capable and efficient men to be successful, even then, in the arduous task which will fall to their share. Such men can earn good salaries, and would be entitled to them. Better a thousand times to have no commission, and no law upon the subject, than to be taxed for the support of a body of men unable, or unwilling, to do the work assigned them.

Three courses are open to the Legislature of Washington in this matter, and but three. First: It can pass an effective law, containing the essential provisions pointed out. Secondly: It can attempt to deceive, by the passage of a bill for the creation of a commission, which it is known beforehand will be unable, or unwilling, to do the work which the people demand. Thirdly: It can do as other bodies convened in these chambers have done before: Acknowledge itself unfaithful by doing nothing. We shall see what it will do.

FREE PASSES.

I renew the recommendation made to the legislatures of 1897 and 1899, regarding the giving and acceptance of free passes by transportation companies. It was then said :

"Section 39, of article 2 of the State Constitution, stipulates that: 'It shall not be lawful for any person holding public office in this state to accept or use a pass, or to purchase transportation from any railroad, or other corporation, other than as the same may be purchased by the general public, and the legislature shall pass laws to enforce this provision.' Section 20, of article 12 of the constitution provides as follows :

"No railroad or other transportation company shall grant free passes or sell tickets or passes at a discount, other than as sold to the public generally, to any member of the legislature, or to any person holding public office in this state. The legislature shall pass laws to carry this provision into effect.

"The legislature has never passed the necessary laws to enforce the provisions of the constitution, and hence they have been practically inoperative. No time should be lost in providing by law that corporations issuing free passes and officials accepting them shall be properly punished."

THE NATIONAL GUARD.

A properly organized military force, for use in case of last resort, is essential to the preservation of public order and must always be at hand even though never used. The National Guard of Washington, in the late war with Spain, showed itself composed of valiant men who deserved well of the state. Since the sending out of the state of the First Washington Volunteers, a new National Guard has been created. We have now one full regiment of infantry, consisting of three battalions of four companies each. This regiment, under Colonel Weisenburger, is fully organized and is an effective force. In addition, we have two companies of infantry, unattached; one battery without guns, drilling as infantry, and one troop of cavalry.

The military code of this state should be amended and the present force somewhat reduced in size and made to consist of one regiment of infantry, one troop of cavalry and one battery of artillery, to be stationed at Seattle. We have no need of a brigade organization, nor of a separate medical department. The medical officers should be a part of the regimental organization. Not a larger, but a better organized and equipped force, should be our aim. I renew the recommendation made two years ago, that the salary of the Adjutant General be raised to \$2,000. That the guard be brought up to a previously unattained state of discipline and efficiency, much hard work needs to be done by the Adjutant General's department, and that a competent man may be retained in this office, it becomes necessary to pay a good salary. Four years ago there was a debt of \$98,429.61 in military fund warrants, which stood against this department. At the present time there is a surplus of \$28,529.52 in this fund.

At the time of the organization of the First Washington Volunteers, U. S. Army, a number of men volunteered for service in the U. S. Army, who were not accepted by the U. S. Surgeon. These men were not called for by the state, or by its Governor. Members of the National Guard were simply given permission by the Governor to enlist in the U. S. Army. When they went on board the cars at home they were under the care and control, and at the cost, of the U. S. Government. They were never ordered out by the Governor in state service. The state had no need of their services. Some hardship, in individual instances, was experienced by those who failed to pass the Surgeon; and, although these men have no legal claim upon the state, I recommend that those who volunteered and were rejected, and can prove attendance by company officers, be paid a reasonable compensation for time lost. Transportation and subsistence was paid by the U. S. Government.

MINING CORPORATIONS.

The laws regulating the formation of companies organized for mining purposes should be so amended as to provide for the publication of reports from each company showing its condition and prospects. It ought not to be possible for swindlers to organize, under the laws of this state, for the express purpose of defrauding an unsuspecting public. Publicity is a remedy for much evil of this character.

PAROLE LAW

The Legislature of 1899 enacted what is known as "The Parole Law," which has been found well adapted to the purpose had in view, to-wit: Aiding and assisting convicts in the penitentiary, who do not belong to the criminal classes, and who may give promise of restoration to good citizenship. Much discussion has been had in the public press relating to penology and the management of criminals. I am convinced that our law, which was modeled largely after that of Michigan, is a step in the right direction. It provides for substantially the English "ticket-of-leave" system, which has been found to work well in actual practice. During the last two years the law has been cautiously administered and

sixteen criminals liberated on parole. In all these cases, with two exceptions, the law was found to serve an admirable purpose. One attempted to escape and was remanded to serve out his full term, all good time allowances being taken away. One escaped out of the state, leaving, it is thought, upon a foreign-bound vessel, from the harbor of Seattle. He had served ten full years, his original sentence being for twenty years. Substantially, those paroled are in the position of "trusties" outside prison walls, subject to instant apprehension and imprisonment for infraction of rules, which are herewith appended. The law, as it now stands, should be amended as follows: After the word "murder," in the first section, should be added the words, "in the first degree."

GOVERNOR'S RULES FOR THE PAROLE OF PRISONERS.

1. It will be the duty of the warden of the State Penitentiary to make selections from inmates of the penitentiary whom he deems proper subjects for parole. Before recommending such parole he shall ascertain as much of the character and history of each convict, previous to his conviction, as possible; and such other information as may be deemed necessary to determine the propriety of issuing a parole.

2. Before any convict is paroled employment must be procured for him at some legitimate industry, and some person must agree to act as his first friend and adviser. His proposed friend must be a reputable citizen of the state, whose ability to supervise the conduct of the convict while on parole shall be certified to by some person of good standing known to the Governor. Such first friend shall agree to employ him, aid him in securing employment, or take a friendly interest in him while engaged in an occupation or business of his own, and shall agree to report any absence from work, or tendency to evil associations, and to certify to the monthly report required of the convict.

3. It shall be the duty of the warden of the State Penitentiary to submit the name of any person who offers to act as a first friend for a convict, to the sheriff or clerk of the county where such person resides, asking his opinion as to his being a proper person for such trust.

4. The warden of the State Penitentiary shall forward his recommendation to the Governor on the 15th of each month. Each recommendation shall be separate and shall include all information and papers connected with the application.

5. The employment of attorneys, by prisoners, will be discouraged; but communication by letter, of friends giving information, will be received and given such consideration as they are entitled to.

6. No prisoner can be paroled until he has served one full year of the term for which he was sentenced.

7. No prisoner can be paroled who has served a previous term in the State Penitentiary, or in any other prison or penitentiary.

8. No prisoner will be paroled who has violated any of the prison rules during the year preceding his application for parole.

9. No prisoner can be paroled who is not recommended by the warden of the State Penitentiary.

10. Paroled prisoners must provide transportation to the place of their employment.

11. No prisoner under parole will be permitted to leave the State of Washington until his final discharge.

12. No prisoner will be paroled until the Governor is satisfied that he will conform to the rules and regulations governing the conduct of paroled prisoners.

13. Every paroled prisoner shall be liable to be retaken and again confined within the enclosure of the prison for any reason that shall be satisfactory to the Governor, and at his sole discretion, until he receives his final discharge through the warden.

14. Paroles will be granted only in those instances where, in the opinion of the Governor, the past history of the convict, the active interest promised by friends concerned in his reformation, and for like considerations, the case presented seems a proper one for executive consideration.

15. The Governor has, under the law, power to make all needed rules and regulations governing the conduct of paroled prisoners.

16. The warden of the State Penitentiary shall keep watch over all paroled prisoners and report to the Governor any case which requires return to the penitentiary.

RULES AND REGULATIONS GOVERNING THE CONDUCT OF PRISONERS ON PAROLE.

Rule 1. The paroled prisoner shall proceed at once to the place of employment provided for him and there remain.

Rule 2. In case he finds it necessary to change his employment or residence, he shall first obtain written consent of the Governor through the warden of the penitentiary.

Rule 3. He shall, on the first day of each month, until his final discharge, transmit to the warden of the State Penitentiary a report of himself, stating whether he has been constantly at work during the preceding month, and if not, why not. How much he has earned and how much he has expended, together with a general statement as to his surroundings and prospects, which report must be endorsed by his employer or some other suitable citizen designated by the Governor.

Rule 4. He shall in all respects conduct himself honestly, avoid evil associations, the use of intoxicating liquors, and in general pursue the course of a law-abiding citizen.

Rule 5. As soon as possible after reaching his destination he shall report to his employer, showing his parole and at once enter upon the employment provided for him.

Rule 6. He shall, while on parole, remain in the legal custody and under the control of the Governor of the state.

Rule 7. A convict on parole will receive the benefit of "good time" and suffer the same forfeitures, under the statute, as if he were within the prison enclosure.

Rule 8. If he fails to report to the warden on the first of each month, or is guilty of doing any act prohibited by these rules, he will be subject to return to the prison.

Rule 9. If he fails to return to the prison enclosure, when required by the Governor to do so, or if he makes his escape while on parole, he will be treated in all respects as an escaped convict.

Rule 10. No paroled prisoner need fear or hesitate to freely communicate with the warden of the prison from which he was paroled in case he becomes unable to labor by reason of sickness, or otherwise.

STATE CAPITOL.

The question of the erection of a State Capitol is again to be presented to the legislature. On this, it may be said, without contradiction from any source, that if the state possessed the necessary funds with which a suitable building could be constructed, no question would arise among members regarding the urgency and the necessity of such action as would result in the early completion of a building to be devoted to state purposes. But, the state does not possess these funds. It has no moneys not called for in the payment of obligations previously entered into. It is in honor bound to liquidate its indebtedness. This indebtedness is even now far in excess of the \$400,000, which is our legal limit. This excess is really an unauthorized and an illegal liability which former legislators have imposed upon the rate-payers. But while technically illegal every patriotic Washingtonian desires it paid to the last farthing. A moral responsibility rests upon us which with our people is as binding as a legal one. Interest upon this debt must also be paid. And, although interest payments have, for the time, been largely reduced, it certainly is incumbent upon us to proceed with extreme caution in the creation of additional illegal indebtedness which must some day be paid to the last dollar. The demands to be made upon this body for appropriations for absolutely necessary purposes, which cannot be put off or denied, will be enormous. These engagements previously entered into will call for

greater sums than have ever been appropriated in this state. Absolutely necessary appropriations must be made; they cannot be refused.

The state has from the general government a grant of 132,000 acres of wild lands, donated for the purpose of aiding in the erection of public buildings at the state capital. But this donation is unproductive. It is agreed that these lands cannot now be sold. Regarding their future value a great difference of opinion prevails. Much of this land, in eastern Washington is practically valueless. Some timber land in western Washington is said to be valuable. It lies, however, for the most part, in, at present, inaccessible locations. The largest amount is found within the Olympic Reserve, in the foothills of the Olympic mountains. The timber could only be obtained with great difficulty, which reduces its present value to a nullity. As the matter now stands, the state can only build by the creation of a debt, the interest upon which, at least, must be paid by the taxpayers, from year to year. Eight years ago, when the value of real property in Washington was at least twice that of today, an attempt was made to build a costly and ornate state capitol. An appropriation was made from "The Capitol Building Fund"—which had no existence, commissioners were appointed to serve at good salaries; plans procured and a foundation completed. The foundation was paid for by the issuance of less than \$48,000 in warrants. In all, nearly \$100,000, in warrants, have been issued, bearing eight per cent. interest. These, with accruing interest, amount to some \$150,000, and this amount is annually increased by nearly \$8,000 in interest due. No dollar of this issue has ever been paid, or is likely to be, very soon, at least, and the holders of these warrants are writing beseeching letters to the executive asking that he recommend their payment from the public funds. Sooner or later these warrants, drawn upon a mock fund, must be paid, if the lands cannot be sold. Eight years ago it was thought they might become immediately available, but that time appears now even farther away than then.

Spite of this specimen of inefficient management, by which the commission has already incurred a liability of twice as much, for interest and "services" as its foundation is worth, it is gravely proposed to proceed with the erection of a million-dollar structure by making use of the same brilliant financial methods. In this manner, two millions, for "services" and interest, could readily be "absorbed." But, adopting the views of even the most rosy-hued optimist regarding the future value of the capitol grant, it still must be said that wild lands do not increase in value, while the property of the state, with the rapidity with which interest on money mounts up. All experience has shown that after public lands are sold to private individuals they sometimes become valuable, not often before.

Two years ago it was said that if a state capitol was immediately desired a proposition to purchase the Thurston county court house might be successfully managed. This is a beautiful building, centrally located, costing \$150,000. The state holds, in the permanent school fund, \$150,000 of Thurston county warrants. An exchange of paper might transfer

the title; \$100,000 carefully expended, would build an addition to the rear, in the same general style of architecture, containing comfortable quarters for the State Legislature.

The whole matter of capitol construction, which in the past has given rise to so many contentions, is commended to your careful consideration.

PUBLIC EXPOSITIONS.

During the coming summer the great Pan-American Exposition is to be held at Buffalo, N. Y. It is to be a noble affair. The advantages accruing from state representation will doubtless be eloquently set forth by interested parties. These should be studied and carefully scrutinized.

During the summer of 1903 there is to be held a Centennial exhibition at Saint Louis, Missouri, of the wonderful advances made during the last century in the territory comprised within the "Louisiana Purchase," bought from France by President Jefferson in 1803. You will probably be asked to take some preparatory steps in this matter during the present session of the Legislature.

In 1905 our sister state of Oregon, is to hold, in the city of Portland, a Centennial exposition celebrating the Lewis and Clark expedition of 1805. Doubtless a kindly resolution upon this matter would very much please our neighbors on the other side of the Columbia.

RE-APPORTIONMENT.

One of the most perplexing questions with which you will have to deal will arise from the various and conflicting claims and interests involved in re-districting the state for legislative and congressional purposes. Without attempting to interfere, save in a strictly constitutional manner, with the peculiar province of the legislative department of government, I shall be permitted to observe that, in my opinion, each organized county, without regard to population, should be permitted to have at least one representative in the House of Representatives. To deprive the small counties of this privilege would cause some injustice and much ill-feeling.

CONCLUSION.

In conclusion I hope that the sessions of this body may be characterized by universal good feeling and an earnest attempt to advance the welfare of our young and growing commonwealth, and that the doings of the Seventh Legislature may redound to the honor and fame of the State of Washington.

On the motion of Senator Land the joint session dissolved.

Senate called to order by the president *pro tem.*, at 3:45 o'clock P. M.

The Lieutenant Governor, McBride, was presented by the president *pro tem.*, as the presiding officer of the Senate, and delivered a short address.

The standing committees of the Senate were announced by the president of the Senate as follows :

Agriculture.—Hall, Garber, Baumeister, Reser and Cornwell.

- Appropriations.*—Hammer, Hamilton, Andrews, Biggs, Megler, Hall, Herman D. Crow, Sharp and Reser.
- Claims and Auditing.*—Davis, Angle and Hallett.
- Commerce.*—Clapp, Andrews and L. C. Crow.
- Constitution and Constitutional Revision.*—Schofield, Ruth, Sumner, Hamilton, Welty, Baker and Tolman.
- Corporations other than Municipal.*—Herman D. Crow, Schofield, Clapp, Warburton, Reser, Hall and Biggs.
- Counties and County Boundaries.*—Baker, Garber, Stewart, Smith and Mantz.
- Dikes, Drains and Drainage.*—Welty, Hammer and Land.
- Education.*—LeCrone, Biggs, Andrews, L. C. Crow and Cornwell.
- Educational Institutions.*—Moultray, Andrews, Land, Hallett, and Sharp.
- Elections and Privileges.*—L. C. Crow, Davis, Hemrich, Sharp and Land.
- Engrossed Bills.*—Clapp, Ruth and Megler.
- Enrolled Bills.*—Welty, L. C. Crow and Angle.
- Fisheries.*—Megler, Moultray, Sumner, Hemrich, Angle, Rands and Baumeister.
- Harbors and Harbor Lines.*—Sumner, Hemrich, Clapp, LeCrone and Schofield.
- Irrigation and Arid Lands.*—Sharp, L. C. Crow, Baumeister, Cornwell and Garber.
- Judiciary.*—Warburton, Preston, Schofield, Herman D. Crow, Mantz, Wilshire, Tolman, Rands and Hallett.
- Labor and Labor Statistics.*—Land, Smith, Warburton, Reser and Megler.
- Manufactures.*—Hemrich, Clapp and Davis.
- Medicine, Dentistry, Surgery and Hygiene.*—Smith, LeCrone and Biggs.
- Memorials.*—Garber, Baumeister and Andrews.
- Military.*—Stewart, L. C. Crow, Sharp, Baker and Biggs.
- Mines and Mining.*—Mantz, Moultray, Sumner, Garber, Smith, Stewart and Ruth.
- Municipal Corporations.*—Tolman, Schofield, Wilshire, Hemrich, Rands, Welty and Mantz.
- Printing.*—Angle, LeCrone, Smith, Land and Hammer.
- Public Buildings and Grounds.*—Ruth, Angle, Megler, Wilshire and Baker.
- Public Morals.*—Hallett, Stewart and Moultray.
- Public Revenue and Taxation.*—Hamilton, Hemrich, Clapp, Baumeister, Ruth, Hallett and Herman D. Crow.
- Railroads and Transportation.*—Preston, Hall, Sumner, Tolman, Mantz, Hammer and Angle.
- Roads and Bridges.*—Baumeister, Hammer, Davis, Rands, Baker, Land and Stewart.
- Salaries and Mileage.*—Reser, Ruth, Rands, Cornwell and Warburton.

State Charitable Institutions.—Rands, Hallett, Garber, LeCrone and Davis.

Senate Employes other than Regular.—Biggs, Sumner, Stewart, Baker and Herman D. Crow.

State Granted School and Tide Lands.—Andrews, Hamilton, Welty, Clapp, Preston, Davis and Hall.

State Library.—Schofield, Wilshire and Warburton.

State Penal and Reformatory Institutions.—Cornwell, Smith, Tolman, Hall and Warburton.

STANDING COMMITTEES SPECIAL TO THE SESSION.

Legislative Apportionment.—Wilshire, Hamilton, Sumner, Welty, Herman D. Crow, Megler, Moultray, Mantz and Cornwell.

Congressional Districts.—Hamilton, Moultray, Preston, Rands, Sharp, Herman D. Crow and Cornwell.

Upon motion of Senator Warburton, it was ordered that the list of committees as appointed, be printed and be laid upon the desk of each senator.

Upon motion of Senator Schofield a committee of three was appointed for the grouping of the committees.

Senators Schofield, Baker and Hammer were appointed on said committee.

The following resolution by Senator Land was introduced, and upon motion laid upon the table.

Resolved by the Senate, the House concurring, That the Governor's message be printed and 2,500 copies be furnished for the public service.

The following resolution was introduced by Senator Warburton, and adopted:

Resolved, That there be appointed a committee of three for rearranging and providing such rooms for the employes as are necessary.

The president appointed Senators Warburton, Megler and Land as such committee.

Upon motion of Senator Smith, Senators Smith, Preston and Biggs were appointed a committee to fix the compensation of Senate employes.

Upon motion of Senator Preston, at 4:30 o'clock P. M., the Senate adjourned until 10 o'clock A. M., Thursday, January 17, 1901.

T. P. FISK,
Secretary of the Senate.

J. G. MEGLER,
President pro tem. of the Senate.

FOURTH DAY.

MORNING SESSION.

SENATE CHAMBER,
 OLYMPIA, WASHINGTON, Thursday, January 17, 1901, }
 10 o'clock, A. M.

President McBride called the Senate to order at 10 A. M., pursuant to adjournment.

The secretary called the roll ; all members being present except Senators Biggs and Hamilton.

Rev. J. S. McCallum offered prayer.

The journal of yesterday was read and approved.

On motion of Senator Rands, the following House concurrent resolution No. 1 was passed by the Senate :

WHEREAS, The All-Wise Ruler of the Universe has in His infinite wisdom, since the last meeting of this body, called to his everlasting rest the late Honorable W. Byron Daniels, of Vancouver, Clark county, State of Washington ; and

WHEREAS, He was at the time of his death an honored, respected and useful member of this body ; a patriotic, progressive and public spirited member of the community in which he lived—one who ever laid aside personal aims and wishes to serve the public and to promote the general good of his fellow men and associates ; and

WHEREAS, As a public spirited citizen, an efficient and faithful officer, a kind and obliging neighbor and a loving husband and father, he did much to assist in the upbuilding of the state, the enforcement of the laws, the bettering of the community in which he lived and the elevation of the home ; therefore, be it

Resolved by the House, the Senate concurring, That in the death of the late Honorable W. Byron Daniels, the state has lost a loyal and true, a public spirited and useful citizen, the community a valued and efficient officer and member, and his family an ideal husband and father ; and

Resolved, That as an humble expression of tribute and respect, that the clerk of each house be directed to spread these resolutions upon the minutes and to send a copy thereof to the family of deceased.

H. C. BOSTWICK,
 Representative from Clark.

INTRODUCTION OF BILLS.

Senate bill No. 25, by Senator Baumeister : An act to establish and maintain a fish hatchery on the Grande Ronde river, and appropriating funds therefor.

The bill was read the first time ; and, on motion of Senator Baumeister, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Fisheries.

Senate bill No. 26, by Senator Sumner : An act appropriating money for postage and incidentals, and for clerical assistance in the office of the Secretary of State, and declaring an emergency.

The bill was read the first time ; and, upon motion of Senator Sumner, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Appropriations.

Senate bill No. 27, by Senator Andrews : An act relative to, and in aid of the construction of a ship canal connecting lakes Union and Washington, etc.

The bill was read the first time ; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on State Granted, School and Tide Lands.

Senate bill No. 28, by Senator Rands : An act relating to the death warrant, etc.

The bill was read the first time ; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Judiciary Committee.

Senate bill No. 29, by Senator Cornwell ; An act relating to appeals to Supreme Court, etc.

The bill was read the first time ; and, upon motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Judiciary Committee.

Senate bill No. 30, by Senator Cornwell: An act for an act defining the crime of tampering with a witness and prescribing the penalty therefor.

The bill was read the first time ; and, upon motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Judiciary Committee.

Senate bill No. 31, by Senator Cornwell: An act for an act to amend sections 972 and 975 of volume 2 of Hill's Annotated

Codes and Statutes of Washington, relative to homesteads in probate proceedings.

The bill was read first time, and upon motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Judiciary Committee.

Senate bill No. 32, by Senator Schofield: An act to establish a State Normal School in the county of Chehalis.

The bill was read the first time; and, upon motion of Senator Schofield; the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Educational Institutions.

Senate bill No. 33, by Senator Baker: An act to provide for the destroying of noxious wild animals in the State of Washington, and appropriating the sum of two thousand dollars therefor, and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Baker, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Agricultural Committee.

Senate bill No. 34, by Senator LeCrone: An act to provide for the organization, regulation, the inspection of building and loan associations, and to repeal certain laws therein named.

The bill was read the first time; and, upon motion of Senator LeCrone, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Corporations other than Municipal.

Senate bill No. 35, by Senator Megler: An act to make the seashore or sea beach of the Pacific ocean, in Pacific and Chehalis counties, State of Washington, a public highway forever, etc., and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on State School, Granted and Tide Lands.

On motion of Senator Megler the secretary was instructed to change the words "a bill for" to "an act for" in certain bills introduced.

On motion of Senator Wilshire Senate bill No. 9 was referred to Committee on Legislative Apportionment.

On motion of Senator Land his resolution relating to the printing of 2,500 copies of the Governor's inaugural address was taken from the table, and, on motion, amended to 2,000 copies, and upon consent further consideration deferred until the secretary ascertained what action had been taken by the House in regard to printing the same.

The report of the special committee on grouping Senate committees was presented.

Upon the motion of Senator Megler, the report was amended by striking out the words "enrolled bills" from group 10.

Upon the motion of Senator Wilshire, the report was amended by grouping Legislative Apportionment Committee with Committee on Public Revenue and Taxation, and Committee on Public Library instead of being grouped with Committee on Railroads and Transportation.

Report of committee was then adopted as amended as follows:

SENATE CHAMBER, OLYMPIA, January 17, 1901.

MR. PRESIDENT :

We, your committee to whom was referred the grouping of the standing committees of the Senate, have had the same under consideration, and herewith report the following arrangement of the committees, to-wit :

- Group 1. Judiciary.
- Group 2. Revenue and Taxation; Legislative Apportionment; Library.
- Group 3. Appropriations; Fisheries.
- Group 4. Education; Irrigation and Arid Lands; Printing.
- Group 5. Railroads and Transportation.
- Group 6. Corporations other than Municipal; Dikes and Drainage.
- Group 7. Commerce; Constitution and Constitutional Revision; Harbor and Harbor Lines.
- Group 8. Municipal Corporations; Medicine and Surgery; Rules and Joint Rules.
- Group 9. Claims and Auditing; Labor and Labor Statistics; Elections and Privileges; Educational Institutions.
- Group 10. Senate Employes other than Regular; Public Morals; Salaries and Mileage.
- Group 11. Mines and Mining; Roads and Bridges; State, Granted and School Lands.
- Group 12. State Charitable Institutions; Public Buildings and Grounds; Manufactures.
- Group 13. Counties and County Boundaries; Agriculture.
- Group 14. Military; Memorials.
- Group 15. State Penal and Reformatory Institutions; Congressional Districts.

Respectfully submitted. GEORGE D. SCHOFIELD, Chairman.

We concur: E. Hammer, George H. Baker.

Upon motion of Senator Tolman, the resolution of the Chamber of Commerce of Spokane, relating to the construction of the "Dalles-Celilo Canal," presented by Senator Herman D. Crow, was referred to the Committee on Memorials, with instructions to draft a memorial in accordance with the petition.

The Secretary announced to the President that the House had passed a resolution providing for the printing of 5,000 copies of the Governor's Inaugural Address.

Upon motion of Senator Mantz, the Senate adjourned until 2 o'clock P. M.

AFTERNOON SESSION.

The Senate was called to order by the President, at 2 o'clock P. M.

The Secretary called the roll; all members being present except Senator Garber, Senator Reser, who was excused, and Senator Hemrich, who was excused until Monday.

Upon motion of Senator Hammer, the Senate resolved itself into a committee of the whole, to consider Senate bills Nos. 17, 16 and 3.

The bills were considered in the Committee, Senator Megler in the chair, and reported back to the Senate as follows:

Senate bill No. 17 was reported back to the Senate with the recommendation that section 3 be stricken out, and that it do pass as amended.

Senate bills Nos. 16 and 3 were reported back to the Senate with the recommendation that they be referred to the Committee on Appropriations.

The report was adopted.

On motion of Senator Wilshire, the rules were suspended and Senate bill No. 17 considered engrossed and placed on its final passage.

Senate bill No. 17 was read the third time, and passed by the following vote: Yeas 32, nays 0, absent or not voting 2.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth,

Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—32.

Those absent and not voting were: Senators Hemrich and Reser—2.

Upon motion of Senator Megler, the rules were suspended and Senate bill No. 17 was transmitted to the House immediately.

The following communication was read by the Secretary, and upon motion of Senator Land the invitation was accepted:

OLYMPIA, January 17, 1901.

To the Officers and Members of the Senate of the State of Washington:

GENTLEMEN—We have the pleasure of laying before your honorable body the following resolution, adopted by the Washington State Labor Congress:

“*Resolved*, That an invitation be extended to the members of the Legislature, and all persons interested in labor legislation, to attend the sessions of the Labor Congress.”

ROBERT W. MOULTON,
Secretary.

Very respectfully,
WILLIAM BLACKMAN,
President.

By consent, Senator Hamilton introduced Senate memorial No. 3, memorializing Congress to promptly pass the Hanna-Payne subsidy bill.

The memorial was read the first time; and, upon motion of Senator Hamilton, the rules were suspended, the memorial was read second time, ordered printed, and referred to Committee on Memorials.

A motion was made by Senator Warburton that the number of committee clerks be increased from fifteen to sixteen.

Senators Herman D. Crow, L. C. Crow, Mantz, Welty, Ruth and Hamilton demanded a roll call, which resulted as follows:

Those voting yea were: Senators Andrews, Baumeister, Biggs, Clapp, Cornwell, Davis, Hall, Hammer, Land, Megler, Schofield, Sharp, Sumner, and Warburton—14.

Those voting nay were: Senators Baker, Crow Herman D., Crow L. C., Garber, Hallet, Hamilton, LeCrone, Mantz, Moultray, Preston, Rands, Ruth, Smith, Stewart, Tolman, and Welty—16.

Those absent and not voting were: Senators Angle, Reser, and Hemrich—3.

Senator Wilshire was excused from voting.

The motion was lost.

On motion of Senator Warburton, the matter of employing committee clerks was referred to the committee, with instructions to report to the Senate to-morrow morning.

Upon motion of Senator Baker, the Senate adjourned at 3 o'clock, until 10 o'clock, Friday, January 18, 1901.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Friday, January 18, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Reser, excused on account of sickness, and Senator Sumner and Senator Hemrich, excused.

Rev. J. S. McCallum offered prayer.

The journal of yesterday was read and approved.

The following resolution was introduced by Senator Wilshire, and on motion adopted:

Resolved, That the secretary of the Senate be and he is hereby authorized to have made, at such expense as may be necessary therefor, one blue print copy for each member of the Senate and one copy each for the Committees on Legislative Apportionment and on Congressional Apportionment, of the accompanying traced map of the State of Washington, showing the county boundaries, the population of each county, and the Republican and Democratic vote cast in each county at the last general state and national election.

The following resolution was introduced by Senator Wilshire, and upon motion adopted:

Resolved, That the secretary of the Senate be and he is hereby authorized to obtain for the use of the Committee on Legislative Apportionment, and for the use of the Senate, at such expense as shall be necessary, three blue print copies of county maps and city maps, showing the precincts and wards of each of the following counties and cities,

to-wit: Spokane county, and city of Spokane; Whitman county; Walla Walla county, and city of Walla Walla; Pierce county, and city of Tacoma; King county, and city of Seattle; Snohomish county; Whatcom county; Chehalis county; Lewis county; Cowlitz county.

REPORTS OF STANDING COMMITTEES.

OLYMPIA, WASHINGTON, January 18, 1901.

MR. PRESIDENT :

We, a majority of your Committee on Railroads and Transportation, to whom was referred Senate bill No. 2, respectfully recommend that the bill do pass with the following amendments:

Amend the title by inserting after the word "passenger" and before the word "tariffs" the words "service and."

Amend section 1 by inserting at the close of the first subdivision thereof, preceding subdivision *a* thereof, the following: "A commissioner may be removed from his office as such commissioner at any time by the Governor, Lieutenant-Governor and State Auditor, or a majority of them, for any cause which the Governor, Lieutenant-Governor and State Auditor, or a majority of them, shall deem sufficient. At the time of every such removal the officers making the removal shall join in a written statement, in which shall be fully expressed the cause or causes for the removal, which written statement shall be forthwith filed in the office of the Secretary of State. The power of removal above granted shall be absolute, and a commissioner so removed shall have no right to any review of the act of removal in any court whatsoever."

Amend subdivision *a* of section 1 thereof by adding at the close thereof the following: "No more than two (2) members of the commission shall be of the same political party."

Amend section 1, subdivision *c*, line 30, by inserting after the words "he shall also execute a bond" the words "to the state."

Amend section 1, subdivision *d*, line 34 of the printed bill, by striking out the word "four" before the word "thousand" and inserting the word "three" in lieu thereof.

Amend section 1, subdivision *d*, line 35, of the printed bill, by striking out the word "suspended" and inserting in lieu thereof the words "reduced one-half."

Amend section 2, line 4, of the printed bill by striking out the words "two thousand" and inserting the words "fifteen hundred" in lieu thereof.

Amend section 2, line 5, of the printed bill by striking out the word "fifteen" and inserting in lieu thereof the word "twelve."

Amend section 2, line 17, of the printed bill by striking out the word "warrant" and inserting in lieu thereof the word "voucher."

Amend section 2, line 18, of the printed bill, by striking out the word "necessary" and inserting in lieu thereof the word "actual."

Amend section 2, line 21, of the printed bill, by inserting after the word "same" the words "with vouchers attached."

Amend section 2, line 19, of the printed bill, by inserting the word

"only" after the word "include," and striking out the word "only" after the word "cost."

Amend section 3, subdivision *b*, line 11, of the printed bill, by striking out the second word "to," and inserting in lieu thereof the word "for."

Amend section 3, subdivision *b*, line 12, of the printed bill, by striking out the word "a" after the word "freight," and adding the letter "s" to the word "rate."

At the end of subdivision *l*, of section 3, amend by adding at the close thereof the following: "The commission may require each railway to provide sufficient cars and train service, both freight and passenger, for the proper and reasonable accommodation of the public."

Amend section 4, subdivision *a*, line 10, of the printed bill, by adding the letter "s" to the word "hearing."

Amend section 5, line 9, of the printed bill, by inserting after the word "act" the following in parentheses: "(if there be such a test action pending at the time of the rendition of such judgment)."

Amend section 10, line 15, of the printed bill, by striking the word "shall," and inserting in lieu thereof the word "may."

Amend section 15, line 8, of the printed bill, by striking the figures "5000" and inserting in lieu thereof the figures "2000."

Amend the section immediately following section 15, so as to number it 16 instead of 17.

Amend section 16, (which is erroneously numbered 17 in the original bill) subdivision *d*, line 25, of the printed bill, by striking out the word "five" before the word "hundred," and inserting the word "one" in lieu thereof, and by striking the word "five" before the word "thousand," and inserting the word "two" in place thereof.

Amend section 19, line 4, of the printed bill, by striking out the word "five" and inserting in lieu thereof the word "two."

Amend section 20, line 6, of the printed bill, by inserting after the word "state" the words "out of the fund into which the penalty shall have been paid."

Amend section 20, line 9, of the printed bill, by inserting after the word "into" the words "the general fund in."

Amend section 24, line 5, of the printed bill, by striking out the words "or more."

Amend section 27, line 2, of the printed bill, by striking out the word "thirty-six" and inserting the word "thirty" in lieu thereof.

Respectfully submitted,

HAROLD PRESTON, Chairman.

OLIVER HALL.

T. B. SUMNER.

E. HAMMER.

GRANT C. ANGLE.

MR. PRESIDENT:

We, a minority of your Committee on Railroads and Transportation, to whom was referred Senate bill No. 2, do respectfully recommend that

the bill do pass as reported by the majority of the committee, with the following amendment, to-wit :

In section 1, as amended by the majority report, strike out the words "lieutenant governor and state auditor, or a majority of them," wherever they occur.

In the second amendment proposed by the majority, make the word "officers" read "officer," and strike out the words "join in" and insert in lieu thereof the word "make."

With the exception above indicated, we, the minority of the committee, heartily concur in the provisions of the bill as recommended by the majority. We favor all the remaining provisions of the bill, and all the amendments reported by the majority, and with the exception above noted, we earnestly recommend the passage of the bill.

Respectfully submitted,

WARREN W. TOLMAN,
C. D. MANTZ.

Moved by Senator Preston that Senate bill No. 2, majority and minority reports be placed on general file, that the bill and both reports be made a special order for Wednesday, January 23, 1901, at 2 o'clock P. M., that the reports of the committee be printed, and that 500 copies of the bill with the amendments reported by the majority of the committee incorporated in italics, be printed.

The motion was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 17, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, have had under consideration the following bills: Bates Bros., \$41.50; Olympia Hardware Co., \$23.80; Talcott Bros., \$4.00; A. B. Allison, \$10.50; A. B. Allison, \$63.00.

We recommend that the same be allowed.

LINCOLN DAVIS, Chairman.
STANLEY HALLETT.
GRANT C. ANGLE.

The report was adopted.

MR. PRESIDENT:

Your Committee on Memorials, to whom was referred Senate joint memorial No. 1, in relation to the surviving soldiers of the Indian wars of the early settlement of the territories of Oregon and Washington, beg leave to report that they have had the same under consideration, and report the same back to the Senate with the recommendation that the memorial do pass.

G. GARBER, Chairman.

We concur: E. Baumeister, L. B. Andrews.

SENATE CHAMBER,

OLYMPIA, WASH., January 18, 1901.

MR. PRESIDENT:

We, the undersigned, your Committee on Appropriations, have had under consideration Senate bill No. 3, entitled "An act making appropriation for the maintenance of penitentiary," etc., and we report the same back to the Senate with the recommendation that the same do pass.

E. HAMMER, Chairman.

We concur: J. G. Megler, L. B. Andrews, Oliver Hall, Ed. S. Hamilton, D. E. Biggs, J. P. Sharp.

OLYMPIA, January 18, 1901.

MR. PRESIDENT:

We, the undersigned, your Committee on Appropriations, have had under consideration Senate bill No. 16, entitled "An act appropriating money for the appraisement, etc., of lands and contingent expenses in the office of the Commissioner of Public Lands, and we report the same back to the Senate with the recommendation that the same do pass.

E. HAMMER, Chairman.

We concur: J. G. Megler, L. B. Andrews, Oliver Hall, Ed. S. Hamilton, D. E. Biggs, J. P. Sharp.

On motion of Senator Andrews, Senate memorial No. 1 was read the third time, the rules were suspended, the bill considered engrossed, placed on its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, Welty, and Wilshire — 30.

Those absent and not voting were: Senators Hemrich, Reser, Sumner, and Tolman — 4.

Upon motion of Senator Andrews, Senate memorial No. 1 was transmitted immediately to the House.

The report of special committee, fixing salary of employes was read, as follows:

SENATE CHAMBER,

OLYMPIA, WASH., January 17, 1901.

MR. PRESIDENT:

Your special committee, appointed to fix the compensation of Senate employes, beg leave to report as follows:

Secretary.....	\$6 00 per day
Assistant Secretary.....	6 00 per day
Sergeant-at-Arms.....	5 00 per day
Assistant Sergeant-at-Arms.....	4 00 per day
Minute Clerk.....	4 00 per day

Journal Clerk.....	4 00 per day
Assistant Journal Clerk.....	4 00 per day
Enrolling Clerk.....	4 00 per day
Assistant Enrolling Clerk.....	4 00 per day
Engrossing Clerk.....	4 00 per day
Assistant Engrossing Clerk.....	4 00 per day
Bill Clerk.....	4 00 per day
Assistant Bill Clerk.....	4 00 per day
Postmaster.....	4 00 per day
Assistant Postmaster and general messenger.....	3 00 per day
Stenographers.....	4 00 per day
Janitor.....	4 00 per day
Night watchman.....	4 00 per day
Briefer (subject to future arrangement with the House).....	5 00 per day
Doorkeeper.....	4 00 per day
Assistant Doorkeeper.....	4 00 per day
Docket Clerk.....	4 00 per day
Page.....	2 00 per day
Committee clerks.....	4 00 per day
Judiciary clerk.....	4 50 per day

J. J. SMITH, Chairman.

We concur: G. H. Baker, Harrold Preston, except as to salary of secretary and assistant secretary, which I report at \$5 per day each.

On motion of Senator Warburton, it was carried that the report be amended as follows: "That the salary of the minute clerk be amended to read \$4.50 per day instead of \$4.00 per day."

It was moved by Senator Moultray, that the salary of the committee clerks, with the exception of clerk of judiciary committee, be reduced from \$4.00 per day to \$3.50 per day.

The motion was lost.

It was moved by Senator Preston, that the minority report be substituted for the majority report, fixing the salary of secretary and assistant secretary at \$5.00 per day.

The motion was lost.

On motion of Senator Smith, the majority report was adopted as amended.

The following communication from R. B. Bryan, Superintendent of Public Instruction, was read:

OLYMPIA, WASHINGTON, Jan. 18, 1901.

To the Hon. President and Members of the Senate of the State of Washington:

GENTLEMEN—It is with sincere regret that I feel called upon to notify you that the financial situation in my office is extremely embarrassing and that immediate relief in the way of an appropriation to enable me to proceed with the legitimate work of the office is imperative.

The record work of the office is very badly behind, and should be brought up at once; the appropriations for postage and expressage have long since been exhausted, as has also the appropriation for clerk hire.

In order to give you a clearer insight into the situation, I embrace as a part of this communication a verbatim copy of a letter of Hon. Frank J. Browne, my immediate predecessor, setting forth in detail the facts which I wish to state:

Hon. E. B. Bryan, Superintendent Public Instruction, Olympia, Washington :

MY DEAR MR. BRYAN—The need of the superintendent's office for relief by means of legislative appropriation is set forth by the following facts :

The clerical funds of the office have long since been exhausted, and services have been rendered without pay by the following named persons :

Mrs. Clara Van Eiten, stenographer, 2 months at \$75 per month.....	\$150 00
C. A. Noble, one-half month, clerical work.....	37 50
Mrs. A. B. Wood, 40 days' service at \$3 per day.....	120 00
Mrs. Barbee, seven days.....	21 00
Julia P. Day, twelve days.....	36 00
Rose Gallimore, twenty-eight days.....	84 00
J. C. McKee, twenty-two days.....	66 00
Sara Troy, thirty days.....	90 00
H. I. Karshner, twenty-two days.....	66 00
Veronique Marson, twenty-two days.....	66 00
Frances Sylvester, fourteen days.....	42 00
Jennie Stalnaker, twenty-five days.....	75 00
Bessie F. Curry, seventeen days.....	51 00
Northern Pacific Express Company.....	58 00
Postage paid by superintendent.....	50 00
Total.....	\$1,012 50

In addition to these items you will take into consideration the expense of issuing the certificates granted on the February examination, which will approximate \$250.

Also the salary of your stenographer up to April 1, when the regular appropriation will be available, two and one-half months.

You will also take into account sufficient appropriation to give a constant clerical force until the record books which you so admirably provided in your previous administration, are brought up to date. All money used for this purpose before April 1, 1901, must be included in the relief bill. The work which ought to be provided for without delay is the immediate printing of the biennial report for 1899 and 1900, much of which is yet to be prepared when help is provided; also a permanent record of examinations held during the past four years. It is evident to you from personal inspection that the legislature has heretofore embarrassed this office by placing on it constantly increasing burdens without taking into account the actual amount of assistance required. The prompt performance of all the duties prescribed by law, and a sense of public good has been impossible, and I hope you may be able to induce the appropriation committee to make a personal investigation of the office so as to have a personal knowledge of its needs. I stand ready at all times to aid you in any way you see fit to suggest.

Very truly,

FRANK J. BROWNE.

This is simply the indebtedness of the office at this date. In addition to this sum, the following amounts should be embraced in the relief bill, in order that I may be able to bring up the delinquent records, and transact the current business of the office in a business-like manner :

For payment of clerical help to April 1, 1901.....	\$600 00
Salary of stenographer and typewriter.....	162 50
For services of special assistants to examine manuscripts for February examination.....	250 00
For postage and expressage to April 1, 1901.....	50 00
Total.....	\$1,062 50

I will also say that owing to my inability to secure the services of a suitable deputy at the wages authorized by the last legislature, ex-State

Superintendent Browne has kindly consented to remain with me a few days in that capacity, and if there is any desire on the part of the Legislature to investigate the affairs and the conduct of the office, he will gladly explain everything in connection with these matters.

I protest that I have no disposition to "bleed" the state in asking for unnecessary appropriations, and that I ask only such relief as is absolutely necessary in order to put the records of the office in proper shape and to keep them so. I will also state that I believe it will be apparent to any one who will take the trouble to inform himself in regard to the amount of work necessary to be done in this office that the appropriations heretofore made have been entirely inadequate, and that the amounts now solicited for the relief of the office are not unreasonable.

Very respectfully,

R. B. BRYAN,

Supt. Public Instruction State of Washington.

The following resolution was introduced by Senator Schofield and, on motion, adopted:

WHEREAS, Under the grouping of the standing committees of the Senate fifteen committee clerks are necessary: Therefore be it

Resolved, That the following named persons be, and they are hereby elected committee clerks of the Senate, to-wit: Agnes Heath, S. P. Carusi, Eva Nethery, Catherine Baxter, M. C. Lowry, Jane Ries, W. M. Williams, E. R. Hughes, Thomas Geoghegan, Robert Hovey, (to be named by Senator Wilshire), O. H. Reese, Ren Rice, Lewis Todd, L. H. Darwin.

Senator Schofield nominated Agnes Heath for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated S. P. Carusi for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated Eva Nethery for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated Catherine Baxter for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated M. C. Lowery for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated Miss Jane Ries for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated W. M. Williams for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated E. R. Hughes for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated Thomas Geoghegan for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner—3.

Senator Schofield nominated Robert Hovey for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner — 3.

Senator Schofield nominated O. H. Reese for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner — 3

Senator Schofield nominated Ren Rice for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner — 3.

Senator Schofield nominated Louie D. Todd for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 31.

Those absent and not voting were: Senators Hemrich, Reser, and Sumner — 3.

Senator Schofield nominated L. H. Darwin for committee clerk, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 31.

Those absent and not voting were : Senators Hemrich, Reser, and Sumner — 3.

The president of the Senate administered the oath of office to the following committee clerks :

Katherine Baxter.....	Group 13
Agnes Shotwell Heath.....	“ 15
Eva A. Nethery.....	“ 7
Jane Ries.....	“ 11
S. P. Carusi.....	“ 3
Ren Rice.....	“ 8
L. H. Darwin.....	“ 10
W. M. Williams.....	“ 1
E. R. Hughes.....	“ 2
O. H. Keese.....	“ 9

On motion of Senator Preston, the committee on Legislative Apportionment was taken from group 2 and placed in group 5.

On motion of Senator Hamilton, committee on Congressional Districts was taken from group 15 and placed in group 2.

On motion of Senator Hammer, the Senate resolved itself into a committee of the whole for consideration of Senate bills Nos. 16 and 3.

The bills were considered in the committee, Senator Megler in the chair, and reported back to the Senate as follows :

That Senate bill No. 16 do pass with the following amendments : “ That in line 2 Section 1, the word “ future ” before the word “ appraising ” be inserted ; that in line 3, section 1, the word “ future ” before the word “ contingent ” be inserted.” That Senate bill No. 3, do pass.

Upon motion of Senator Mantz, report of the committee was adopted.

On motion of Senator Warburton, as amended by Senator Schofield, the title of Senate bill No. 16 was amended to read : “ An act appropriating money to cover deficiency for future appraisal, cruising and advertising the sale of land and timber on State land, and future contingent expenses in the office of the Commissioner of Public lands.”

REPORT OF COMMITTEE ON ENGROSSED BILLS.

MR. PRESIDENT :

Your Committee on Engrossed Bills report that Senate bill No. 16 has been properly engrossed.

C. F. CLAPP,
J. G. MEGLER.

On motion of Senator Hammer, the bill was read the third time, placed on its final passage and passed by the following vote: Yeas 22, nays 9, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hamilton, Hammer, Land Mantz, Megler, Moultray, Preston, Ruth, Sharp, Smith, Stewart, and Wilshire—22.

Those voting nay were: Senators Baker, Davis, Hallet, LeCrone, Rands, Schofield, Tolman, Warburton, and Welty—9.

Those absent and not voting were: Senators Hemrich, Reser and Sumner—3.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the rules were suspended and Senate bill No. 16 ordered transmitted at once to the House.

On motion of Senator Preston, the title of Senate bill No. 3 was amended by inserting the word "deficiency" before the word "appropriations" in line one.

On motion of Senator Land, the rules were suspended, Senate bill No. 3 was considered engrossed, and placed on its final passage.

The bill was read the third time, and passed by the following vote: Yeas 30, nays 1, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—30.

Senator Baker voted nay.

Those absent or not voting were: Senators Hemrich, Reser and Sumner—3.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Land, the bill was ordered transmitted immediately to the House.

MESSAGE FROM THE HOUSE.

OLYMPIA, WASH., January 18, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 1, appropriating \$60,000 for legislative expenses.

The House has passed Senate bill No. 17, appropriating \$4,150 for the New Whatcom Normal School.

E. D. COWEN, Chief Clerk.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

MR. PRESIDENT:

Your Committee on Enrolled Bills have had Senate bill No. 1 properly enrolled.

J. R. WELTY, Chairman.

MR. PRESIDENT:

We, your Committee on Enrolled Bills have had Senate bill No. 17 correctly enrolled.

J. R. WELTY, Chairman.

The President signed Senate bills No. 1 and 17.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 18, 1901.

MR. PRESIDENT:

The Speaker has signed Senate bill No. 17.

The Speaker of the House has signed Senate bill No. 1, entitled "An act making appropriation for legislative expenses," etc.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Hamilton, the Senate adjourned at 1:30 P. M., until 10 A. M., Monday, January 21, 1901.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

EIGHTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, January 21, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at 10 A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Davis, Hamilton, Hammer, Hemrich, Land, Stewart, Sumner and Warburton, and Senators Baker, Megler, Rands and Wilshire excused.

Dr. Hayes offered prayer.

The journal of Friday was read and approved.

At the request of Senator Wilshire, Senator Andrews nominated Ralph D. Nichols, committee clerk of group No. 5, who was elected by the following vote:

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallet, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Sharp, Smith, Tolman, and Welty—21.

Those absent or not voting were: Senators Baker, Davis, Hamilton, Hammer, Hemrich, Land, Megler, Rands, Schofield, Stewart, Sumner, Warburton, and Wilshire—13.

The president administered the oath of office to the following employes:

Thomas M. Geoghegan.....	Committee clerk, group 12.
Louie D. Todd.....	Committee clerk, group 6.
Robert Hovey.....	Committee clerk, group 4.
M. C. Lowry.....	Committee clerk, group 14.
Ralph D. Nichols.....	Committee clerk, group 5.
J. S. Haveland.....	Assistant sergeant-at-arms.

The following resolution, by Senator Herman D. Crow, was adopted.

Resolved, That the sergeant-at-arms be instructed to procure for the use of the Lieutenant Governor, the secretary and members of the Senate, a supply of large envelopes.

The following resolution was introduced by Senator Angle:

Resolved, That the sergeant-at-arms be authorized to procure eighteen sets of Ballinger's Codes, one each for the new members, and one for the Lieutenant Governor; sergeant-at-arms to pay not more than \$10 per set.

Lieutenant Governor McBride requested that his name be stricken from the resolution, stating he had a set and did not desire another.

On motion Senators Herman D. Crow and Warburton were excluded from the list of Senators to receive Codes, for the reason that they were members of the session of '99.

The resolution was adopted as amended.

Senator Herman D. Crow presented a petition signed by the superior court judges and the bar of Spokane county, urging the importance of increasing the number of superior judges for Spokane county, which was referred to Judiciary Committee.

A communication was read by the secretary from the chief clerk of the Senate of the Oregon Legislature, enclosing a memo-

rial with reference to taking the management of the forestry reserves from the Department of the Interior and placing them under the management of the Department of Agriculture; and was referred to Committee on Memorials.

REPORT OF STANDING COMMITTEES.

MR. PRESIDENT :

Your Committee on Memorials, to whom was referred the petition of the Spokane Chamber of Commerce in regard to the Dalles-Celilo canal, with orders to report by memorial, hereby beg leave to so report and present the memorial accompanying this report.

G. GARBER, Chairman.
E. BAUMEISTER,
F. B. ANDREWS.

The following communication was read by the secretary :

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, January 19, 1901.

The Honorable President of the Senate of the State of Washington, Senate Chamber, Olympia, Washington:

SIR—I have the honor to inform you that the Governor has this day approved the following Senate bills: Senate bill No. 1, entitled “An act appropriating the sum of sixty thousand dollars, or so much thereof as may be necessary, for the expenses of the seventh Legislature.” Senate bill No. 17, entitled “An act making appropriation for the State Normal School at New Whatcom, Washington, for the balance of the fiscal year ending in 1901.”

Very respectfully yours,

J. H. PELLETIER,
Governor’s Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, January 19, 1901.

The Honorable President of the Senate, Senate Chamber, Olympia, Washington:

SIR—By direction of Governor Rogers, I herewith transmit, for the use of the Senate, forty copies of the printed reports of the State Auditor and Attorney General.

Very respectfully yours,

J. H. PELLETIER,
Governor’s Private Secretary.

On motion of Senator Herman D. Crow, House joint resolution No. 2 was indefinitely postponed.

INTRODUCTION OF BILLS.

Senate memorial No. 4, by Committee on Memorials, relating to appropriation for the “Dalles-Celilo Canal.”

The memorial was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the memorial

was read the second time by title, ordered printed, and made special order from 11 A. M. Tuesday, January 22, 1901.

Senate bill No. 36, by Senator Cornwell: An act defining larceny and fixing the penalty therefor, etc.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 37, by Senator Cornwell: An act relating to the sufficiency and justification of bail and surety bonds.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 38, by Senator Cornwell: An act amending the statute of fixing the commencement of terms of imprisonment.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 39, by Senator Cornwell: An act defining the crime of petit larceny, etc.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 40, by Senator Sharp: An act to repeal section 5 of an act entitled "An act fixing the fees to be paid to the Secretary of State by corporations doing business in this state, and declaring an emergency," of Session Laws of 1897.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Revenue and Taxation.

Senate bill No. 41, by Senator Moultray: An act for the relief of persons contributing money for the completion of certain rooms in the State Normal School at New Whatcom, Washington.

The bill was read the first time; and, on motion of Senator

Moultray, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Educational Institutions.

Senate bill No. 42, by Senator Baumeister: An act changing the name of the town of Lewiston, Asotin county, Washington, to the town of Clarkston.

The bill was read the first time; and, on motion of Senator Baumeister, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 43, by Senator Preston: An act in relation to the satisfaction of mortgages, and validating satisfactions already made, and repealing sections 1660 and 1661 of volume 1, Hills General Statutes and Codes of the State of Washington.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary.

Senate bill No. 44, by Senator Ruth: An act providing for the purchase and completing and furnishing of a state capitol building, and providing for the payment of interest and making an appropriation.

The bill was read the first time; and, on motion of Senator Ruth, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Grounds and Buildings.

Senate bill No. 45, by Senator Preston: An act providing for admission to the Soldiers' Home, veterans of the Indian war of 1855-6.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Charitable Institutions.

Senate bill No. 46, by Senator Preston, by request: An act for the protection of trout in the brooks, streams and rivers of Washington, by preventing the use of salmon eggs as bait, etc.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Fisheries.

Senate bill No. 47, by Senator Preston: An act for the more effectual prevention of cruelty to animals.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Morals.

Senate bill No. 48, by Senator Herman D. Crow: An act for the relief of Spokane county, Washington.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Revenue and Taxation.

Senate bill No. 49, by Senator Baumeister: An act to provide for the erection of screens at the head of irrigating, mill or electric light flumes, etc.

The bill was read the first time; and, on motion of Senator Baumeister, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Irrigation and Arid Lands.

Senate bill No. 50, by Senator L. C. Crow: An act to repeal chapter 86, of the Laws of 1897, relating to negotiable paper.

The bill was read the first time; and, on motion of Senator L. C. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Commerce.

Senate bill No. 51, by Senator L. C. Crow: An act appropriating the sum of one thousand dollars, or so much thereof as may be necessary, for the construction of a fish way on the Palouse river in Whitman county.

The bill was read the first time; and, on motion of Senator L. C. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Fisheries.

Senate bill No. 52, by Senator Angle: An act for the relief of the office of the Superintendent of Public Instruction of the State of Washington, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Appropriations.

Senate bill No. 53, by Senator Mantz : An act to amend section 4683 of chapter 3 of the second volume of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time ; and, on motion of Senator Mantz, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary.

Senate bill No. 54, by Senator Mantz : An act to amend section 6802 of chapter 5 of the second volume of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time ; and, on motion of Senator Mantz, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary.

Senate Bill No. 55, by Senator Sharp : An act for the relief of S. W. Maxey, and appropriating \$500 to pay for an oil painting of George Washington, and the frame therefor.

The bill was read the first time ; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Appropriations.

Senate bill No. 56, by Senator Preston : An act to provide for control, etc., of the old university grounds, etc.

The bill was read the first time ; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Educational Institutions.

On motion of Senator Biggs, the Senate adjourned at 11 o'clock A. M. until 2:15 o'clock this afternoon.

AFTERNOON SESSION.

Senate called to order by the president at 2:15 o'clock P. M., pursuant to adjournment.

The secretary called the roll ; all members being present except Senator Hammer and Senators Baker, Megler, Rands and Wilshire excused.

REPORT OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., January 21, 1901.

MR. PRESIDENT:

We, your Committee on Salaries and Mileage, have had under consideration the mileage of the members of the Senate, and beg to report as follows:

<i>Names.</i>	<i>Mileage.</i>	<i>Amount.</i>
Andrews.....	147	\$14 70
Angle.....	44	4 40
Baker.....	528	52 80
Baumesiter.....	1,100	110 00
Biggs.....	840	84 00
Clapp.....	240	24 00
Cornwell.....	725	72 50
Herman D. Crow.....	875	87 50
L. C. Crow.....	1,020	102 00
Davis.....	66	6 60
Garber.....	903	90 30
Hall.....	1,042	104 20
Hallett.....	875	87 50
Hamilton.....	66	6 60
Hammer.....	818	81 80
Hemrich.....	147	14 70
Land.....	160	16 00
LeCrone.....	66	6 60
Mantz.....	1,056	105 60
Megler.....	420	42 00
Moultray.....	360	36 00
Preston.....	147	14 70
Rands.....	280	28 00
Reser.....	725	72 50
Ruth.....		
Schofield.....	80	8 00
Sharp.....	320	32 00
Smith.....	216	21 60
Stewart.....	86	8 60
Sumner.....	160	16 00
Tolman.....	875	87 50
Warburton.....	66	6 60
Wilshire.....	147	14 70
Eshleman, Secretary 1899.....	66	6 60
Welty.....	60	6 00

W. P. RESER, Chairman.

We concur: A. S. Ruth, S. Warburton, O. T. Cornwell.

On motion of Senator Preston, the report adopted.

OLYMPIA, WASH., January 21, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred bill of A. U. Dennis, sergeant-at-arms, for stamps furnished members and officers of Senate, amounting to \$180, have had the same under consideration, and we respectfully report the same back to the Senate with recommendation that the same be paid.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion Senator Davis, the report adopted.

The secretary read the following communication from the Governor:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT.

OLYMPIA, January 21, 1901.

To the Honorable, The Senate of the State of Washington, Senate Chamber, Olympia, Washington:

GENTLEMEN — I have the honor to submit herewith a list of appointments made and not heretofore reported to you for confirmation.

TRUSTEES SCHOOL FOR DEFECTIVE YOUTH.

C. Quevli, M. D., Tacoma, appointed for the unexpired term ending June 30, 1904, vice Horace E. Merkel, M. D., of Seattle, resigned.

Hon. Ernest Lister, Tacoma, appointed for the unexpired term ending June 30, 1902, vice C. P. Bush, Esq., of Vancouver, resigned.

W. W. McCreddie, Esq., Vancouver, appointed for the unexpired term ending June 30, 1902, vice J. N. Percy, Esq., of Kelso, resigned.

Prof. L. H. Leach, Chehalis, appointed for the term ending June 30, 1906, to succeed himself, term expired.

REGENTS WASHINGTON AGRICULTURAL COLLEGE.

Hon. H. W. Canfield, Colfax, appointed for the term ending March 19, 1905, to succeed himself, term expired.

Hon. Frank J. Barnard, Seattle, appointed for the term ending March 9, 1903, vice Hon. John B. Allen, Seattle, resigned.

Hon. F. W. D. Mays, Pomeroy, appointed for the unexpired term ending March 9, 1901, vice Hon. J. E. Edmiston, Dayton, deceased.

STATE BOARD OF EDUCATION.

Prof. F. H. Plumb, North Yakima, appointed for the term ending the first Monday in March, A. D. 1901, vice Prof. F. H. Sikes, Colfax, resigned.

STATE FAIR COMMISSION.

Dr. T. B. Gunn, North Yakima, appointed for the term ending March 22, 1903, to succeed himself, term expired.

Hon. J. M. Baxter, North Yakima, appointed for the term ending March 22, 1903, to succeed himself, term expired.

Matt Bartholet, Esq., North Yakima, appointed for the unexpired term ending March 22, 1901, vice Wm. Lee, Esq., of North Yakima, resigned.

W. L. McDonald, Esq., Tacoma, appointed for the unexpired term ending March 22, 1903, vice Hon. Dan Stewart, of Walla Walla, resigned.

STATE BOARD OF HEALTH.

Clarence P. Gammon, M. D., Pomeroy, appointed for the unexpired term ending December 30, 1903, vice Dr. J. T. Newland, of Ellensburg, deceased.

REGENTS UNIVERSITY OF WASHINGTON.

Hon. James E. Bell, Everett, appointed for the unexpired term ending the second Monday in March, A. D. 1904, vice Prof. L. D. Godshall, Everett, resigned.

STATE BOARD OF AUDIT AND CONTROL.

Hon. Thomas E. Doherty, Tacoma, appointed for the unexpired term ending April 1, 1901, vice J. C. Stallcup, Tacoma, resigned.

TRUSTEES STATE NORMAL SCHOOL, CHENEY.

N. W. Durham, Esq., Spokane, appointed for the term ending July 29, 1906, vice E. E. Dempsie, Esq., of Spokane, term expired.

STATE DAIRY AND FOOD COMMISSIONER.

Hon. E. A. McDonald, Seattle, appointed for the term ending the first Monday in April, A. D. 1903, to succeed himself, term expired.

TRUSTEES STATE NORMAL SCHOOL, NEW WHATCOM.

Hon. Jere Neterer, New Whatcom, appointed June 12, 1899, for the term ending June 12, 1905, to succeed R. C. Higginson, Esq., of New Whatcom, term expired.

TRUSTEES SCHOOL FOR DEFECTIVE YOUTH.

Hon. Edgar Lemman, Walla Walla, appointed October 27, 1900, for the term ending June 30, A. D. 1906, to succeed himself, term expired.

TRUSTEES STATE NORMAL SCHOOL, ELLENSBURG.

Hon. Stanton Warburton, Tacoma, appointed December 17, 1900, for the term ending June 26, A. D. 1906, vice Hon. Johnson Nickeus, of Tacoma, term expired.

ADJUTANT GENERAL, N. G. W.

Major James A. Drain, Spokane, appointed January 16, 1901, for the term ending January 15, A. D. 1905, to succeed Gen. E. H. Fox, term expired.

Respectfully,

J. R. ROGERS,
Governor of Washington.

On motion of Senator Land, the appointments of the Governor were ordered printed and made special order for Tuesday, January 23rd, at 3 o'clock P. M.

INTRODUCTION OF BILLS.

Senate bill No. 57, by Senator Schofield: An act to make the seashore or seabeach of the Pacific ocean in Chehalis, Jefferson and Clallam counties, State of Washington, a public highway forever, to provide for the cancelation of existing contracts of sale and lease of such seashore and seabeach, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Schofield, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Granted, School and Tide Lands.

Senate bill No. 58, by Senator Warburton: An act authorizing county commissioners to provide a depository for public funds, etc., and declaring an emergency.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 59, by Senator Warburton: An act to regulate the practice of barbering, and licensing of persons to carry on such practice, and providing punishment for its violation.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

On motion of Senator Land, that a committee of three be appointed for the purpose of securing necessary committee rooms, the president appointed Senators Land, Ruth and Biggs.

On motion of Senator Hall, Senate adjourned at 2:45 P. M. until ten o'clock A. M. Tuesday, January 22, 1901.

T. P. FISK,
Secretary of the Senate

HENRY MCBRIDE,
President of the Senate.

NINTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, January 22, 1901. }
10 o'clock A. M.

President McBride called the Senate to order at 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Baker, Megler, Rands, and Wilshire, excused.

Rev. Mr. Pierce offered prayer.

The journal of yesterday was read and approved.

The following resolution was introduced by Senator Angle, and adopted:

Resolved, That the secretary be directed to make requisition on the

State Printer for printing the bill calendar prepared by the briefing clerk.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., January 22, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Memorials, to whom was referred memorial No. 3, petitioning Congress for the early passage of the Hanna-Payne subsidy bill, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

E. BAUMEISTER.

L. B. ANDREWS.

SENATE CHAMBER,

OLYMPIA, WASH., January 22, 1901.

MR. PRESIDENT:

We, a minority of your Committee on Memorials, to whom was referred memorial No. 3, petitioning Congress for the early passage of the Hanna-Payne subsidy bill, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not pass.

G. GARBER.

Senator Andrews moved the adoption of the majority report. Senator Tolman moved to substitute the minority for the majority report.

On motion of Senator Tolman, to substitute the minority report for the majority report on Senate memorial No. 3, roll was called on demand of Senators Mantz, Andrews, Crow Herman D., Smith, Hammer, Baumeister, and Sharp.

The motion was lost by the following vote: Yeas 7, nays 20, absent or not voting 7.

Those voting yea were: Senators Crow L. C., Garber, Hallet, Mantz, Reser, Tolman, and Welty — 7.

Those voting nay were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Moultray, Preston, Schofield Sharp, Smith, Stewart, Sumner, and Warburton — 20.

Those absent or not voting were: Senators Baker, Biggs, Land, Megler, Rands, Ruth, and Wilshire — 7.

On motion of Senator Schofield, that the majority report on Senate memorial No. 3 be adopted, roll call was demanded by Senators Andrews, Mantz, Tolman, Garber, Hallet, Hamilton, Crow Herman D., and Crow L. C.

The report was adopted by the following vote: Yeas 20, nays 7, absent or not voting 7.

Those voting yea were : Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Moultray, Preston, Schofield, Sharp, Smith, Stewart, Sumner, and Warburton — 20.

Those voting nay were : Senators Crow L. C., Garber, Hallett, Mantz, Reser, Tolman, and Welty — 7.

Those absent or not voting were : Senators Baker, Biggs, Land, Megler, Rands, Ruth, and Wilshire — 7.

THIRD READING OF BILLS.

Senate memorial No. 3, by Senator Hamilton: Relating to Payne-Hanna subsidy bill.

On motion of Senator Hamilton, the memorial was considered engrossed and placed on its final passage, and passed by the following vote: Yeas 20, nays 7, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Moultray, Preston, Schofield, Sharp, Smith, Stewart, Sumner, and Warburton — 20.

Those voting nay were: Senators Crow L. C., Garber, Hallett, Mantz, Reser, Tolman, and Welty — 7.

Those absent or not voting were: Senators Baker, Biggs, Land, Megler, Rands, Ruth, and Wilshire — 7.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., January 22, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred Memorial No. 2, memorializing Congress for the improvement of North Fork of Lewis river, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

G. GARBER, Chairman.

We concur in this report: E. Baumeister, L. B. Andrews.

OLYMPIA, Wash., January 21, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 30, entitled "An act for an act defining the crime of tampering with a witness, and prescribing a penalty therefor," beg leave to report the same to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title by striking out the words "for an act."

Amend section 1, line 1, by inserting after the word "person" the word "shall."

Amend section 1, line 2, by striking out the word "other."

Amend section 1, line 3, by striking out the word "case" and inserting the words "action or proceeding."

Amend section 1, lines 5 and 6, by striking out the words "in the penitentiary not less than one year nor more than five years, or."

Amend section 1, line 7, by inserting after the word "dollars" the words "or both."

Strike out section 2.

Respectfully submitted.

S. WARBURTON CHAIRMAN.

We concur: Harold Preston, Herman D. Crow, Warren W. Tolman, C. A. Mantz, Stanley Hallett.

On motion of Senator Herman D. Crow, the report was adopted.

OLYMPIA, Wash., January 21, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 4, entitled "An act providing for an additional judge of the Superior Court for the county of Spokane, in the State of Washington, and declaring an emergency," beg leave to report the same to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title by inserting after the words "Superior Court" the words "of the State of Washington in and," and by striking out the words "in the State of Washington."

Amend section 1, line 2, by inserting after the word "court" the words "of the State of Washington in and."

Amend section 2 by striking out the words "for the county of Spokane" in line 2, and by striking out the words "for Spokane county" in line 4.

Add to section 3 the words "and until his successor is elected and qualified."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur: Harold Preston, Herman D. Crow, Warren W. Tolman, C. A. Mantz, Geo. D. Schofield.

On motion of Senator Herman D. Crow, the report was adopted.

REPORT OF SPECIAL COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., January 22, 1901.

MR. PRESIDENT:

We, your committee appointed for the purpose of securing committee rooms, beg to make the following report:

The county commissioners of Thurston county have granted us the use of the following rooms for the different committees of the Senate: Equity court room, superior court room, and witness room, joint committees of House and Senate; jury room number 3, for Appropriations

Committee for House and Senate; Adjutant General's office; Supreme Court Reporter's office; county superintendent's office, for joint committees on Education only.

PAUL LAND,
A. S. RUTH.

On motion of Senator Land, the report was adopted.

The time having arrived for consideration of Senate memorial No. 4, by Committee on Memorials, relating to the "Dalles Celilo Canal," the memorial was read, and upon motion of Senator Herman D. Crow, action was deferred and the memorial placed on general file.

The following Senate joint resolution No. 5 was introduced by Senator Hallet, and adopted unanimously by rising vote:

Be it resolved by the Senate of the State of Washington, United States of America, the House of Representatives concurring, That, whereas, Victoria, Queen of Great Britain and Ireland and Empress of India, after sixty-four years of beneficent reign and a life of prolonged usefulness, illuminated by constant acts of gracious kindness and benevolence, has been suddenly stricken by death, to the great grief of the civilized world:

Therefore, the Legislature of Washington does hereby extend to her honored family and nation this expression of sincere sorrow and sympathy.

Be it further resolved, That as a further mark of respect to her illustrious memory, the Legislature do adjourn for the day; that the flag be placed at half mast, and that a copy of this resolution be transmitted by telegraph to the Honorable Secretary of State of the United States, with the request that the same be delivered to the British Ambassador at Washington, D. C.

INTRODUCTION OF BILLS.

Senate bill No. 60, by Senator Baumeister: An act providing for a state wagon road beginning at a point on the state line between Washington and Oregon in township 6 north, range 43 east, W. M., about 6 miles east of the line between Garfield and Asotin counties; thence following the survey of a proposed county road as near as practicable to the town of Asotin; thence down the Snake river by the most practicable route to the old ferry near the mouth of Alpowa creek; thence across Snake river and up Steptoe canyon to the head thereof, and making an appropriation therefor.

The bill was read the first time; and, on motion of Senator Baumeister, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Senate bill No. 61, by Senator Schofield: An act to create and establish state depositories for the public money and to regulate the manner of their selection and government.

The bill was read the first time; and, on motion of Senator Schofield, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Municipal Corporations.

Senate bill No. 62, by Senator Stewart: An act to provide for the inspection of illuminating oils manufactured from the petroleum or coal oils.

The bill was read the first time; and, on motion of Senator Stewart, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Mines and Mining.

Senate bill No. 63, by Senator Stewart: An act amending sections 9 and 12 of an act entitled "An act providing for the survey and establishment of a state road; creating a commission; defining its duties and making an appropriation therefor, and declaring an emergency," approved March 18, 1897.

The bill was read the first time; and, on motion of Senator Stewart, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Roads and Bridges.

Senate bill No. 64, by Senator Hammer: An act providing for the re-appraisal of tide lands at, in front of and adjacent to the town of La Conner, in the county of Skagit, State of Washington.

The bill was read the first time; and, on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on State, Granted School and Tide Lands.

Senate bill No. 65, by Senator Land: An act to provide for the better protection of the public health in relation to the making, using or smoking of cigarettes.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended; the bill was read the second time by title, ordered printed, and referred to the Committee on Education.

Senate bill No. 66, by Joint Committee on Printing: An act making deficiency appropriations for sundry civil expenses of the

Department of Public Printing for the fiscal year ending March 31, 1901.

The bill was read the first time; and, on motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Printing.

On motion of Senator Hamilton, the rules were suspended and Senate memorial No. 4, was transmitted immediately to the House.

GENERAL FILE.

Senate bill No. 4, by Senator Herman D. Crow, providing for an additional judge of the superior court for the county of Spokane and declaring an emergency, was read the third time, and referred to the engrossing committee.

Senate bill No. 30, by Senator Cornwell, An act for an act defining the crime of tampering with a witness and prescribing the penalty therefor, was read the third time.

On motion of Senator Mantz, the bill was amended in section 1, line 4, by striking out the word "crime" and inserting in lieu thereof the word "misdemeanor."

Senator Schofield offered the following amendment to the title of Senate bill No. 30, which was lost: An act defining the tampering with a witness to be a misdemeanor and prescribing a penalty therefor.

Senate bill No. 30 was referred to the Engrossing Committee.

On motion of Senator Preston, special order of business for 3 o'clock, to consider the appointments of the Governor in executive session, was changed to the hour of 2 o'clock P. M. this day.

On motion of Senator Ruth, the Senate agreed to pay the janitor of the court house \$30.00 per month as their share for extra janitor service caused by committee meetings at the court house.

On motion of Senator Schofield, the Senate adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at 2 o'clock P. M., pursuant to adjournment.

Secretary called the roll ; all members being present except Senators Megler, Rands and Wilshire, excused.

On notion, the Senate went into executive session at 2 o'clock P. M. for the consideration of the appointments made by the Governor and not yet acted upon by the Senate.

On motion of Senator L. C. Crow, the sergeant-at-arms was instructed to exclude from the Senate chamber all persons except members of the Senate, secretary and minute clerk.

EXECUTIVE SESSION.

President McBride called the executive session to order at 2 o'clock P. M. for the consideration of the appointments made by the Governor and not heretofore confirmed by the Senate.

The secretary called the roll on the confirmation of C. Quevli, M. D., Hon. Ernest Lister, W. W. McCreedie and Prof. L. H. Leach trustees of the School for Defective Youth, which resulted as follows :

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands and Wilshire—3.

The said trustees having received a majority vote, the president declared their appointments duly confirmed.

Senator L. C. Crow moved that the Senate vote on the confirmation of the regents of the Washington Agricultural College, as appointed by the Governor, excluding the name of Hon. F. W. D. Mays, which, on motion of Senator Hamilton, was amended to read as follows:

That the Senate take up the names of said regents of the Washington Agricultural College in the order in which they are named in the printed appointments of the Governor and vote upon them separately.

The secretary called the roll on the appointment of Hon. H. W. Canfield regent of the Washington Agricultural College, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker,

Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—30.

Those absent and not voting were: Senators Clapp, Megler, Rands, and Wilshire—4.

The said regent having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the appointment of Hon. Frank J. Barnard, regent of the Washington Agricultural College, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands, and Wilshire—3.

The said regent having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the appointment of Hon. F. W. D. Mays, regent of Washington Agricultural College, which resulted as follows:

Senator Biggs voted yea—1.

Those voting nay were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrick, LeCrone, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—28.

Those absent or not voting were: Senators Land, Mantz, Megler, Rands, and Wilshire—5.

The said regent having received a minority vote, the president declared his appointment unconfirmed.

The secretary called the roll on the confirmation of Dr. T. B. Gunn, Hon. J. M. Baxter, Matt Bartholet, Esq., and W. L. McDonald, Esq., State Fair Commission, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker,

Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrick, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands and Wilshire—3.

Said State Fair Commission having received a majority vote, the president declared their appointments duly confirmed.

The secretary called the roll on the confirmation of Clarence P. Gammon, M. D., State Board of Health, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands and Wilshire—3.

The said Clarence P. Gammon having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of Hon. James E. Bell, regent University of Washington, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Summer, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rand and Wilshire—3.

The said James E. Bell having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of Hon. Thomas E. Doherty, State Board of Audit and Control, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow

L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Summer, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands, and Wilshire—3.

The said Thomas E. Doherty having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of N. W. Durham, trustee State Normal School, Cheney, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands, and Wilshire—3.

The said N. W. Durham having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of Hon. E. A. McDonald, State Dairy and Food Commissioner, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands, and Wilshire—3.

The said E. A. McDonald having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of Hon. Jere Neterer, trustee State Normal School, New Whatcom, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hem-

rich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands, and Wilshire—3.

The said Jere Neterer having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of Hon. Edgar Lemmen, trustee of School for Defective Youth, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands, and Wilshire—3.

The said Edgar Lemmen having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of Hon. Stanton Warburton, trustee of State Normal School, Ellensburg, which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Welty—30.

Those absent or not voting were: Senators Megler, Rands, Warburton, and Wilshire—4.

The said Stanton Warburton having received a majority vote, the president declared his appointment duly confirmed.

The secretary called the roll on the confirmation of Major James A. Drain, Adjutant General, N. G. W., which resulted as follows:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth,

Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—31.

Those absent and not voting were: Senators Megler, Rands, and Wilshire—3.

The said Major James A. Drain having received a majority vote, the president declared his appointment duly confirmed.

On motion of Senator Schofield, the executive session dissolved.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 21, 1901.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 3, a tribute to the memory of Hon. Hiram E. Allen, deceased member of the House.

The House has passed joint resolution No. 5, providing for the printing of the joint rules, and the rules of the Senate and House.

The House has passed Senate concurrent resolution No. 5, with the amendment that the words "by telegraph" be inserted after the word "transmitted."

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Hallet, the House amendment to Senate concurrent resolution No. 5 was adopted and the secretary was instructed to telegraph said resolution to the Secretary of State, Washington, D. C.

REPORT OF STANDING COMMITTEES.

We, your Committee on Engrossed Bills, hereby report that Senate bill No. 4 has been properly engrossed.

C. F. CLAPP, Chairman.

We, your Committee on Engrossed Bills, beg to inform you that Senate bill No. 30 has been properly engrossed and refer it back to the Senate.

C. F. CLAPP, Chairman.

On motion of Senator Herman D. Crow, Senate bill No. 4, An act providing for an additional superior judge in Spokane county, was placed on its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 3, excused 1.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeisier, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—30.

Those absent or not voting were : Senators Megler, Rands, and Wilshire — 3.

Senator Hallet was excused from voting.

The emergency clause passed by the following vote : Yeas 29, nays 0, absent or not voting 4, excused 1.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty — 29.

Those absent or not voting were : Senators Land, Megler, Rands, and Wilshire — 4.

Senator Hallet was excused from voting.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Herman D. Crow, the rules were suspended, and Senate bill No. 4 was ordered immediately transmitted to the House.

Senate bill No. 30, by Senator Cornwell, fixing the penalty for tampering with a witness, etc., was placed on its final passage, and was passed by the following vote :

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty — 29.

Those absent or not voting were : Senators Biggs, Land, Megler, Rands, and Wilshire — 5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Cornwell, the rules were suspended, and the bill was ordered transmitted immediately to the House.

The following resolution was introduced by Senator Davis, and adopted:

Resolved, That the sergeant at arms be instructed to buy three dozen chairs for use in the Senate Chamber.

On motion of Senator Herman D. Crow, the following House joint resolution No. 5 was adopted:

Whereas, The rules, order of business, etc., of the House and Senate are to be printed in one book and will be the same, and

Whereas, If the order for said printing is made jointly, it will save considerable cost to the state: therefore, be it

Resolved, The Senate concurring, that the chief clerk of the House and the secretary of the Senate are hereby authorized and directed to jointly have six hundred copies of said rules printed and bound, and that three hundred and fifty copies be apportioned to the House and two hundred and fifty copies to the Senate.

Resolved, The rules being necessary for the proper conduct of business of both houses, that the printing and binding of said rules, etc., shall take precedence over all other printing ordered by the Legislature.

On motion of Senator Warburton, the Senate adjourned at 3 o'clock P. M., until Wednesday, January 23, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

TENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, January 23, 1901. }
10 o'clock, A. M.

President McBride called the Senate to order at 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Warburton and Wilshire, excused.

Rev. Mr. Pierce offered prayer.

The journal of yesterday was read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 22, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, report the bill of Bates Bros. Furniture Company, for one (1) revolving office chair, four dollars and 75-hundredths (\$4.75), have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 22, 1901.

MR. PRESIDENT:

We, your Committee on State, Granted, School and Tide Lands, to whom was referred Senate bill No. 15, entitled "An act providing for the re-appraisal of the tide lands in front of the city of Blaine, Whatcom county, State of Washington, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be passed with the following amendments:

Add to title of bill after the word "Washington" the words "and declaring an emergency."

Add section 4. Whereas, numerous enterprises are delayed on account of the original appraisal, an emergency is hereby declared to exist and this act shall take effect and be in force from and after its approval.

L. B. ANDREWS, Chairman.

We concur in this report: Oliver Hall, J. R. Welty, Harold Preston, C. F. Clapp, Lincoln Davis, Ed. S. Hamilton.

On motion of Senator Andrews, the report was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 23, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 6, entitled "An act relating to the taxation of collateral inheritances," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be immediately referred the Judiciary committee.

ED. S. HAMILTON, Chairman.

We concur: E. Baumeister, Stanley Hallett, Herman D. Crow, C. F. Clapp, A. Hemrich.

On motion of Senator Hamilton, the report was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 23, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 40, entitled "An act fixing the fees to be paid the Secretary of State by corporations doing business in the state, and declaring an emergency," of Session Laws of 1897, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be immediately referred to the Judiciary Committee.

ED. S. HAMILTON, Chairman.

We concur: E. Baumeister, Stanley Hallett, Herman D. Crow, C. F. Clapp, A. Hemrich.

On motion of Senator Hamilton, the report was adopted.

INTRODUCTION OF BILLS.

Senate bill No. 67, by Senator Welty : An act for the relief of Chas. W. Geiger.

The bill was read the first time ; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Granted, School and Tide Lands.

Senate bill No. 68, by Senator Davis : An act to amend Section 210, Vol. 2, Hill's Penal Code, and being section 7250, Vol. 2, of Ballinger's Annotated Codes and Statutes of Washington, relating to closing places of amusements on Sunday.

The bill was read the first time ; and, on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Morals.

Senate bill No. 69, by Senator LeCrone : An act providing for the inspection of petroleum and its products, used for illuminating purposes, and providing a penalty therefor.

The bill was read the first time ; and, on motion of Senator LeCrone, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Mines and Mining.

Senate bill No. 70, by Senator Land : An act to regulate and limit the hours of employment of females in manufacturing, mechanical and mercantile establishments, laundries, hotels and restaurants ; to provide for its enforcement, and a penalty for its violation.

The bill was read the first time ; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Labor and Labor Statistics.

Senate bill No. 71, by Senator Land : An act providing for the protection of employes in factories, mills or works where machinery is used, and providing penalties for its violation.

The bill was read the first time ; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Labor and Labor Statistics.

Senate bill No. 72, by Senator Hemrich : An act granting to the city of Seattle, upon certain conditions, certain shore lands

on the west side of lake Washington, in King county, State of Washington.

The bill was read the first time ; and, on motion of Senator Hemrich, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Harbor and Harbor Lines.

GENERAL FILE.

Senate joint memorial No. 2, by Senator Rands, Memorializing Congress for the improvement of the north fork of the Lewis river, was read the third time, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Welty—30.

Those absent or not voting were: Senators Biggs, Ruth, Warburton, and Wilshire—4.

Senate memorial No. 4, by Committee on Memorials, relating to the "Dalles-Celilo Canal," was read the third time.

On motion of Senator Herman D. Crow, the words and figures "one hundred thousand (\$100,000)" were inserted between the words "of" and "dollars," the rules were suspended, the bill considered engrossed, and placed upon its final passage, and passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Welty—29.

Those absent or not voting were: Senators Biggs, Hemrich, Ruth, Warburton, and Wilshire—5.

On motion of Senator Herman D. Crow, the rules were suspended, and Senate joint memorial No. 2, and Senate memorial No. 4, were ordered transmitted immediately to the House.

On motion of Senator Preston, Senate adjourned at 11 o'clock A. M., until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at 2 o'clock P. M., pursuant to adjournment.

Secretary called the roll; all members being present except Senator Wilshire, excused.

The time having arrived for the consideration of Senate bill No. 2, by Committee on Railroads and Transportation, entitled "An act to establish a railroad and transportation commission for the State of Washington," etc., which was made a special order for 2 o'clock; Senator Preston moved that the majority report be adopted.

Senator Schofield moved as a substitute to the motion of Senator Preston, that the rules be temporarily suspended, and that the Senate do now go into a committee of the whole, for the purpose of considering Senate bill No. 2, heretofore made a special order for 2 o'clock P. M. to-day.

Senator Preston raised a point of order, claiming that the report must be disposed of before the Senate could properly go into a committee of the whole.

The point of order was sustained.

Senator Tolman moved to amend the motion of Senator Preston, by substituting the word "minority" for the word "majority."

Senator Hamilton moved that the motion of Senator Schofield, "that the rules be temporarily suspended, and that the Senate do now go into a committee of the whole to consider Senate bill No 2," be renewed.

Senator Preston arose to a point of order, which was sustained.

The motion of Senator Tolman, to amend the motion of Senator Preston by substituting the word "minority" for "majority," was taken up and roll call was demanded by Senators Preston, Tolman, Smith, L. C. Crow, Warburton, Mantz, Hall, Hammer.

The roll was called and the amendment lost by the following vote :

Those voting yea were : Senators, Andrews, Biggs, Clapp,

Crow L. C., Davis, Garber, Hallet, Land, LeCrone, Mantz, Rands, Reser, Ruth, Schofield, Stewart, and Tolman — 16.

Those voting nay were : Senators Angle, Baker, Baumeister, Cornwell, Crow Herman D., Hall, Hamilton, Hammer, Hemrich, Megler, Moultray, Preston, Sharp, Smith Sumner, Warburton, and Welty — 17.

Absent and not voting, Senator Wilshire.

On the adoption of the motion of Senator Preston, that the majority report be adopted, roll call was demanded by Senators Preston, LeCrone, Hallet, Sharp, Hammer, Crow Herman D., Mantz, Garber ; and the report was adopted by the following vote :

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rand, Reser, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty — 29.

Those voting nay were : Senators Biggs, Crow L. C., Land, and Schofield — 4.

Absent and not voting, Senator Wilshire.

The Senate resolved itself into a committee of the whole for the consideration of Senate bill No. 2.

The bill was considered in the committee, Senator Megler in the chair, and at 4:30 P. M. the committee arose and reported progress.

Senator Warburton moved that the report of the committee of the whole be adopted, and that the bill be made a special order for Tuesday, February 5th, at 2 P. M.

To which motion Senator Preston offered the following amendment:

That the bill be made a special order for February 7, 1901, at 2:30 P. M., and the special order continue from day to day, at 2:30 P. M. each day, until final vote on passage of the bill.

Roll call was demanded by Senators Tolman, Preston, Herman D. Crow, Moultray, Angle, Hammer, Mantz, and Garber which resulted as follows:

Those voting yea were: Senators Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Scho-

field, Sharp, Smith, Stewart, Sumner, Tolman, and Welty—30.
 Senator Warburton voted nay.

Those absent and not voting were: Senators Andrews, Biggs, and Wilshire—3.

The amendment carried.

On motion of Senator Hamilton, the Senate adjourned at 4:45 P. M. until Thursday, January 24, 1901.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

ELEVENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
 OLYMPIA, WASHINGTON, Thursday, January 24, 1901.
 10 o'clock, A. M. }

Président McBride called the Senate to order at 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Biggs, excused.

Rev. Dr. Hayes offered prayer.

The journal of yesterday was read and approved.

Senator Sharp presented a petition signed by F. M. Scheble and about fifty others, Republicans of Chelan county, asking that Chelan county be placed in a senatorial district with Kittitas county, which was read and referred to the Committee on Legislative Apportionment.

Senate concurrent resolution No. 6, introduced by Senator Megler, was read and adopted:

Resolved by the Senate, the House concurring, That a committee of two Senators and three Representatives be appointed to meet a like committee from the Legislature of the State of Oregon, to confer together regarding necessary concurrent legislation to be submitted to the Legislatures of the two states, referring to the fishing industries on the Columbia river.

Resolved, That a copy of these resolutions, signed by the President of the Senate and the Speaker of the House, be transmitted through the proper channels to the Legislature of the State of Oregon.

The following Senate concurrent resolution No. 7, introduced by Senator Moultray, was read and adopted:

WHEREAS, An all-wise Providence has removed from our midst our esteemed friend and brother, Hon. Steven D. Rinehart, a Senator of the State of Washington, and one whose life has been prominently identified with the history of the state before its territorial organization to the time of his death. A veteran of the territorial Indian wars, he lived to see the country which he so ably helped to rescue from the savage, carved from the wilderness and erected into a state which is now one of the Union's proudest members. His able and faithful public services in all important trusts to which he was called, and the ability and integrity which he manifested throughout his private and public career, and the uniform kindness and courtesy which characterized him in all relations of life, endeared him to a large circle of friends, by all of whom he is justly held in grateful remembrance. His many excellent traits of character presented through a long, useful and honorable life, rendered him one of the most respected citizens of the state. The members of this legislature, in common with the whole community, deeply deplore his loss, and join with profound respect, regret and reverence in paying this last tribute to his memory: Therefore, be it

Resolved by the Senate of the State of Washington, the House concurring, That in the death of Steven D. Rinehart, the state has been deprived of one of its most useful and honored representatives, and society one of its truest members; and be it further

Resolved, That as a testimonial of our high appreciation of his life, services and character, and of his many friends as statesman, patriot, citizen and friend, these resolutions be spread upon the minutes of both Senate and House, and a copy be transmitted to his family, and the proceedings of this legislature in the premises be given for publication.

The following Senate concurrent resolution No. 8, introduced by Senator Mantz, was read and adopted:

WHEREAS, Death did, in December, 1900, remove from this life the Honorable William B. Field, who represented the second Senatorial District of the State of Washington in the Legislature for the session, of 1895 and 1897: Therefore, be it

Resolved, That the Senate and the House of Representatives of the State of Washington, mindful of the debt of gratitude the State owes to his memory as a faithful officer and honorable and honest citizen, hereby express its sincerest respect for the memory of the deceased, and sympathy for his family.

Resolved, That a copy of these resolutions be spread upon the journal of the Senate and House, and that the secretary be instructed to forward a copy to the family of the deceased.

The following Senate concurrent resolution No. 9, introduced by Senator Rands, was read and adopted:

Resolved by the Senate, the House of Representatives concurring: That all persons connected with the several state institutions be re-

quested to remain at their respective posts attending to such duties as they are paid by the state to perform; that when information concerning any state institution is desired by this Legislature, such persons as may be deemed qualified to afford desirable data required by the Legislature, persons so desired may be sent for.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 24, 1901.

MR. PRESIDENT:

The House has passed House joint resolution No. 6, providing for the appointment of a joint committee to investigate the state offices.

The House has passed Senate bill No. 4, An act providing for an additional judge of the superior court of the State of Washington, in and for the county of Spokane, and declaring an emergency.

And the same are here herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate memorial No. 5, by Senator Sharp: In reference to forest reserves to be withdrawn from the Department of the Interior and placing them with the Department of Agriculture.

The memorial was read the first time; and, on motion of Senator Sharp, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to the Committee on Memorials.

Senate bill No. 73, by Senator Land: An act providing for the repair of Snoqualmie Pass wagon road, and appropriating funds therefor.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Senate bill No. 74, by Senator Andrews: An act giving preference right of purchase to the owner or owners of uplands adjoining any tide or shore lands of the second class, belonging to the State of Washington.

The bill was read the first time; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on State Granted, School and Tide Lands.

Senate bill No 75, by Senator Andrews: An act providing for the appointment of one judge of the Superior Court of King county, fixing the term of office, and providing at the next gen-

eral state election for the election of four (4) judges of the Superior Court in and for King county, and declaring an emergency.

The bill was read the first time ; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary.

Senate bill No. 76, by Senator Sharp : An act to provide for the protection of quail, Mongolian pheasants, prairie chickens and sage hens in Kittitas county, Washington, and making it unlawful to kill or destroy any of said birds prior to October 1, 1903, and making it a misdemeanor, and providing a penalty therefor.

The bill was read the first time ; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Agriculture.

Senate bill No. 77, by Senator Cornwell : An act providing for the service of summons on an insane person.

The bill was read the first time ; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary.

Senate bill No. 78, by Senator Hammer : An act providing for building a bridge over the Skagit river at the most practicable point near the mouth of Thunder creek, in Whatcom county, and constructing a trail for pack animals from said bridge up Thunder creek valley, as near as practicable along the base of the mountains, to the summit fork of Thunder creek, and for making an appropriation, and appointing a commission therefor, and declaring an emergency.

The bill was read the first time ; and, on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Senate bill No. 79, by Senator Rands : An act to amend section 5248a of chapter 3 of title number 29 of Ballinger's Annotated Code and Statutes of Washington, relating to exemptions, and providing no exemption against wages.

The bill was read the first time ; and, on motion of Senator Rands, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to Comitée on Judiciary.

Senate bill No. 80, by Senator Megler : An act to establish a state normal school in the county of Pacific, and making an appropriation therefor.

The bill was read the first time ; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Educational Institutions.

Senate bill No. 81, by Senator Land : An act requiring street railway and street car companies or corporations owning or operating street railways and street car lines, to employ competent men to operate or assist in operating cars and dummies on such car lines, and defining the meaning of who competent men are for such service, and providing a penalty for the violation of this act.

The bill was read the first time ; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Labor and Labor Statistics.

Senate bill No. 82, by Senator Hemrich : An act to amend sections 1, 2, 3, 4, 5 and 6, of chapter LXXVII, of the Session Laws of 1899, entitled "An act requiring horseshoers to pass an examination and to provide a board of examiners," and adding 6 new sections thereto, to be known as sections 7, 8, 9, 10, 11, 12, and providing penalties for the violation thereof.

The bill was read the first time ; and, on motion of Senator Hemrich, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Labor and Labor Statistics.

Senate bill No. 83, by Senator Hamilton : An act relating to the vacation of streets, alleys, lots and commons, and parts of streets, alleys, lots and commons, in incorporated cities and towns.

The bill was read the first time ; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 84, by Senator Herman D. Crow : An act providing for the establishment, appointment and regulation of a board of examiners of plumbers, and for the examination and

licensing of plumbers, regulating plumbing, and providing a penalty for the violation thereof, and to regulate the sanitary construction of house drainage, plumbing and sewerage in cities of the first class.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 85, by Senator Warburton: An act regulating contracts of life insurance.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 86, by Senator Mantz: An act defining trusts, prohibiting the formation of the same, and the carrying on of business under and by virtue of trusts, and prescribing the penalty for the violation of this act.

The bill was read the first time; and, on motion of Senator Mantz, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Commerce.

Senate bill No. 87, by Senator Sharp: An act to amend section 13 of an act entitled "An act to create the county of Chelan, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties."

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

GENERAL FILE.

Senate bill No. 15, by Senator Moultray, An act providing for the reappraisalment of the tide lands in front of the city of Blaine, Whatcom county, State of Washington, was read the third time by sections.

Senator Hallett moved to amend section 1, in line 4, by inserting between the words "is" and "disproportionate," the words "believed to be."

The amendment was lost.

Senator Tolman moved to amend by striking out section 3.

Senator Schofield moved to amend the amendment of Senator Tolman by striking out all of section 3 after the word "act," in line 5 of the printed bill.

The amendment to the amendment was lost.

The amendment was lost.

Senator Herman D. Crow moved to amend section 4 to read as follows: "An emergency exists and this act shall take effect immediately."

The amendment carried.

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., January 24, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully report that the engrossed copy of Senate bill No. 15, entitled "An act providing for the reappraisal of the tide lands in front of the city of Blaine, Whatcom county, State of Washington, and declaring an emergency," has been carefully compared with the original copy thereof, and found correct.

Respectfully submitted, C. F. CLAPP, Chairman.

The report was adopted.

On motion of Senator Megler, Senate bill No. 15 was placed on its final passage, and passed by the following vote: Yeas 27, nays 4, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Reser, Ruth, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire—27.

Those voting nay were: Senators Garber, Hallet, Rands, and Tolman—4.

Absent or not voting: Senators Biggs, Schofield, and Warburton—3.

Senator Crow L. C., entered the following protest:

Mr. President—I vote yea on the bill, but enter a protest against section 3 thereof.

L. C. CROW.

The emergency clause passed by the following vote: Yeas 26, nays 1, absent or not voting, 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Meg-

ler, Moultray, Preston, Reser, Ruth, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire — 26.

Those voting nay were: Senator Tolman — 1.

Those absent or not voting were: Senators Biggs, Crow L. C., Garber, Land, Rands, Schofield, and Warburton — 7.

On motion of Senator Moultray, the rules were suspended, and Senate bill No. 15 ordered transmitted immediately to the House.

The following House joint resolution No. 3, by Mr. Buck, was read, and upon motion of Senator Herman D. Crow, adopted.

WHEREAS, The All-wise Ruler of the universe has in his great wisdom removed by death the Hon. Hiram E. Allen, of Spokane county, State of Washington; and

WHEREAS, He was, at the time of his death, a respected and useful member of this body, and a public spirited citizen: be it

Resolved by the House, the Senate concurring, That in his death the state has lost an honored citizen, and the community a loyal and valued member; be it further

Resolved, That as an expression of respect, the clerk of each House be directed to spread these resolutions upon the minutes, and to send an engrossed copy thereof to the family of the deceased.

On motion of Senator Baker, the Senate adjourned at 12:30 P. M., until 10 o'clock A. M. Friday, January 25, 1901.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

TWELFTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Friday, January 25, 1901. }
10 o'clock A. M.

President McBride having been called away, Senator Megler, president *pro tem.*, called the Senate to order at 10 o'clock A. M.

The secretary called the roll; all members being present except Senators Reser, Clapp, Hemrich, Moultray, and Smith, excused.

Rev. Dr. Pierce offered prayer.

The journal of yesterday was read and approved.

The following resolution by the Committee on Appropriations was read.

Be it Resolved by the Senate of the State of Washington, That it is the sense of this body that no special appropriation bills other than for necessary deficiencies, shall be passed or acted upon by this body in advance of the making up and formulating of the general appropriation bill.

Resolved further, That all institutions, public offices and public departments of this state, asking for general appropriations, be and they hereby are requested to present their needs and estimates to the Senate Committee on Appropriations at the earliest practical date, with information and data in support of the same, in order that said committee may have all necessary advice and information and time to aid it in formulating a general appropriation bill.

Senator Hammer moved that the resolution be adopted.

Senator Land moved to amend the motion by having the resolution laid over until Monday at 2 o'clock P. M.

The amendment was lost.

Senator Preston moved to amend the resolution by adding thereto in line three after the word "bills" the words "for state institutions or state offices."

The amendment was adopted.

The resolution was adopted as amended.

Senator Rands presented a petition for a state road from the board of county commissioners of Skamania county, Washington, which was read, and referred to Committee on Roads and Bridges.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER.

OLYMPIA, WASH., January 24, 1901.

MR. PRESIDENT:

We, your committee on Claims and Auditing, to whom was referred the bill of the Western Union Telegraph Company for telegram to Secretary of State, Washington, D. C.; for the amount of eighteen dollars and sixty cents (\$18.60), have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

LINCOLN DAVIS, Chairman.

We concur: Grant C. Angle, Stanley Hallet.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 24, 1901.

MR. PRESIDENT:

Your committee on Enrolled Bills respectfully reports that the en-

rolled copy of Senate bill No. 4, entitled "An act providing for an additional judge of the Superior Court of the State of Washington in and for the county of Spokane, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

We concur: L. C. Crow, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., January 23, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 59, entitled "An act to regulate the practice of barbering, and licensing of persons to carry on such practice, and providing punishment for its violation," beg leave to report same to the Senate with the recommendation that it do pass as amended, to-wit:

Amend section 1, line 1, of the printed bill, by inserting after the word "barber" the words "in any city of the first, second or third class."

Amend section 1, line 3, of the printed bill, by striking out the word "effect" and inserting the word "affect" in lieu thereof.

Amend section 2, line 2, of the printed bill, by striking out the words "or otherwise."

Amend section 3, line 1, of the printed bill, by striking out the letter "s" in the word "As," and by striking out the numeral "3" in parentheses.

Amend section 3, line 3, of the printed bill, by striking out the numeral "5" in parentheses.

Amend section 3, line 5, of the printed bill, by striking out the numeral "2" in parentheses.

Amend section 3, line 6, of the printed bill, by striking out the numeral "3" in parentheses.

Amend section 3, line 7, of the printed bill, by striking out the numerals "1," "2" and "3" and inserting in lieu thereof the words "one," "two" and "three," and by striking out the word "respectfully" and inserting the word "respectively" in place thereof.

Strike out section 5.

Change the numbers of the sections in the printed bill, beginning with section 6, so that section 6 shall be section 5, section 7 shall be section 6, etc.

Amend section 8, line 2, of the printed bill, by striking out the numeral "2" in parentheses.

Amend section 8, line 3, of the printed bill, by striking out the word "it," and by striking out the balance of the section, commencing with the word "looking."

Amend section 9, line 1, of the printed bill, by striking out the numeral "4" in parentheses.

Amend section 9, line 3, of the printed bill, by striking out the numeral "10" in parentheses.

Amend section 10, line 1, of the printed bill, by striking out the word "barbering" and inserting the word "barber" in place thereof.

Amend section 10, line 1, of the printed bill, by inserting after the word "barber" the words "in cities of the first, second or third class."

Amend section 10, line 2, of the printed bill, by striking out the numeral "90" in parentheses.

Amend section 10, line 5, of the printed bill, by striking out the numeral "1" and the dollar sign in parentheses.

Amend section 11, line 2, of the printed bill, by striking out the words "the foregoing" before the word "section," and by striking out the word "ten" in parentheses and the numerals "10" in parentheses, and by inserting the word "nine" in parentheses in place thereof.

Amend section 11, line 3, of the printed bill, by striking out the dollar sign and the numeral "5" in parentheses.

Amend section 11, line 4, of the printed bill, by striking out after the word "applicants" the words "of which meeting he will be duly notified."

Amend section 11, line 6, of the printed bill, by striking out the numerals "18" in parentheses.

Amend section 11, line 6, of the printed bill, by striking out the letter "s" at the end of the word "diseases."

Amend section 11, line 7, of the printed bill, by striking out the numeral "3" in parentheses.

Amend section 11, line 11, of the printed bill, by striking out the comma after the word "skin."

Amend section 11, line 15, of the printed bill, by striking out the numerals "50" in parentheses.

Amend section 11, line 16, of the printed bill, by striking out the word "barbering" and inserting the word "barber" in lieu thereof.

Amend section 12, line 2, of the printed bill, by striking out the words "the same" after the word "practice."

Amend section 12, line 3, of the printed bill, by inserting after the word "each" the word "registered."

Strike out line 4, section 12, of the printed bill.

Amend section 12, line 3, of the printed bill, by inserting after the word "barber" the word "and."

Amend section 12, line 5, of the printed bill, by striking out the capital "A" in the word "All" and substituting a small "a" in place thereof.

Amend section 13, line 4, of the printed bill, by striking out the word "barbering" and inserting the word "barber" in lieu thereof.

Amend section 13, lines 5 and 6, of the printed bill, by striking out the balance of the section after the word "shop," and by substituting a period for the comma after the word "shop."

Amend section 14, line 2, of the printed bill, by striking out the word "aforesaid."

Amend section 15, line 3, of the printed bill, by striking out the word "and" after the word "sanitary" and inserting the word "or" in lieu thereof.

Amend section 15, line 6, of the printed bill, by striking out the numeral "5" in parentheses.

Amend section 15, line 8, of the printed bill, by striking out the numerals "90" in parentheses.

Amend section 15, line 8, of the printed bill, by striking out the words "apply to" after the word "days" and inserting the words "upon application" in lieu thereof.

Amend section 15, line 9, of the printed bill, by striking out the words "and the same shall be re-granted" and inserting the words "re-issued" in lieu thereof.

Strike out section 16 of the printed bill, and make a new section as follows :

" Any person practicing the occupation of barber in any city of the first, second or third class in this state, without having obtained a certificate of registration as provided in this act, or falsely pretending to be qualified to practice such occupation under this act, or in violation of any of the provisions of this act, and every proprietor of a barber shop who shall willfully employ a barber who has not such a certificate, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than ten dollars, nor more than one hundred dollars, or by imprisonment in the county jail not less than ten days nor more than ninety days, or both."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Harold Preston, Herman D. Crow, W. W. Wilshire, Warren W. Tolman, C. A. Mantz, George D. Schofield, Stanley Hallett.

On the motion of Senator Warburton, the report was adopted.

OLYMPIA, WASH., January 24, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 18, entitled "An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that in the enacting clause the word "electors" be stricken out, and in lieu thereof the word "legislature" be inserted, and, as so amended, that it do pass.

E. HAMMER, Chairman.

We concur: J. P. Sharp, Oliver Hall, L. B. Andrews, Ed. S. Hamilton, J. G. Megler, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., January 24, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 26, entitled "An act appropriating money for postage and incidentals and for clerical assistance in the office of the Secretary of State, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recom-

mendation that in the title the words "appropriating money" be stricken out, and in lieu thereof the words "making a deficiency appropriation" be substituted therefor. Strike out of title "and declaring an emergency." Strike out the whole of section 3, and as so amended, that it do pass.

E. HAMMER, Chairman.

We concur: J. P. Sharp, Oliver Hall, L. B. Andrews, J. G. Megler, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Public Buildings and Grounds, to whom was referred Senate bill No. 44, entitled "An act providing for the purchase, completing and furnishing of a state capitol building, and providing for the payment of interest and making an appropriation, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass, with amendments.

Add to section 7: "*Provided*, That the guaranty of interest on warrants as herein provided in section 6, of this act, shall not apply to warrants heretofore issued upon the state capitol building fund."

Add to bill: SEC. 9. An emergency exists and this act shall take effect immediately

A. S. RUTH, Chairman.

We concur: J. G. Megler, Geo. H. Baker, Grant C. Angle.

On motion of Senator Ruth, the report was adopted.

It was moved by Senator Ruth, that Senate bill No. 44 be made a special order for Tuesday, January 29, at 2 o'clock P. M.

Senator Hall moved to amend the motion of Senator Ruth, by having the bill first referred to the Appropriation Committee.

The amendment carried.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 60, entitled "An act providing for a state wagon road beginning at a point on the state line between Washington and Oregon in township 6 north, range 43 east W. M., about six miles east of the line between Garfield and Asotin counties; thence following the survey of a proposed county road as near as practicable to the town of Asotin; thence down the Snake river by the most practicable route to the old ferry near the mouth of Alpowa creek; thence across the Snake river and up Steptoe canyon to the head thereof; and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Section 1. That the word "shall," line 9, be stricken out. That the word "Wenatchie" be changed to "Menatchie," line 5. After the word "road" in line 10, insert the words "without expense to the state." Strike out all following the word "thereof" in lines 11, 12, and 13.

Section 5. After the word "obtained," in line 3, insert the words "the county commissioners of the respective counties through which said road passes shall procure the right-of-way for said road without expense to the state: *Provided*, That the right-of-way for the entire distance shall be procured and the deeds filed as herein provided before any of the money appropriated by this act shall be used in constructing said road." Strike out the remainder of section 5 after the word "obtained" in line 3.

Section 6. After the word "appropriated" in line 2, insert the words "from any moneys not otherwise appropriated."

Section 7. Strike out lines 1, 2, and the word "expense" in line 3.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: E. Hammer, Paul Land, Lincoln Davis, E. M. Rands, and C. L. Stewart.

On motion of Senator Hamilton, the bill and report were referred to Committee on Appropriations.

OLYMPIA, January 24, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 6, entitled "An act relating to the taxation of collateral inheritances," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass with the following amendments :

Amend section 1, line 4, of the printed bill, by inserting after the word "enjoyment" the words "after the death of the grantor or donor to any person in trust."

Strike out the word "one" and insert the word "five" in line 8 of the printed bill, section 1.

Amend section 1, lines 12 and 13 of the printed bill, by striking out the words "approved and."

Amend section 1, line 13, of the printed bill, by inserting after the word "allowed" the words "or established," and after the word "within" the words "the time provided by law," and striking out the balance of line 13, commencing with the word "fifteen."

Amend section 1, line 14, of the printed bill, by striking out the words "the estate."

Amend section 2, line 1, of the printed bill, by striking out the word "rate" in italics.

Amend section 2, line 2, of the printed bill, by inserting after the words "section one" the words "of the sum of five thousand dollars, or less, one half of one per centum. On all sums," and by striking out the word "one" before the word "thousand" and inserting the word "five" in lieu thereof.

Amend section 2, line 5, of the printed bill, by striking out the word "and" before the word "degree" and inserting the word "or" in lieu thereof.

Amend section 2, line 8, of the printed bill, by striking out the word

"and" after the word "degree" and inserting the word "or" in lieu thereof.

Amend section 2, line 11, of the printed bill, by striking out the word "and" after the word "degree" and inserting the word "or" in lieu thereof.

Amend section 3, line 1, of the printed bill, by striking out the words "Property subject to tax."

Amend section 4, line 1, of the printed bill, by striking out the words "Foreign Estates and Deduction of Debts."

Amend section 4, line 6, of the printed bill, by inserting the word "State" before the word "treasurer," and striking out the words "of state" after the word "treasurer."

Amend section 5, line 1, of the printed bill, by striking out the word "lien."

Amend section 5, line 3, of the printed bill, by inserting after the word "cause" the words "notice of," and by striking out the words "of the" after the word "lien."

Amend section 5, line 4, of the printed bill, by striking out the word "same," by striking out the words "upon the lien book" after the word "entered" and inserting the words "as a lis pendens" in lieu thereof, and by striking out the words "clerk of the court" and inserting the words "county auditor" in lieu thereof.

Amend section 6, line 1, of the printed bill, by striking out the word "appraisal."

Amend section 6, lines 2 and 3, of the printed bill, by striking out the words "thirty days next after the appointment of an executor, administrator or trustee," and inserting the words "the time provided by law for the appraisement of decedents' estates."

Amend section 6, line 6, of the printed bill, by striking out the word "shall" and inserting the word "may" in lieu thereof.

Amend section 7, line 1, of the printed bill, by striking out the word "remainders."

Amend section 7, lines 1 and 2, of the printed bill, by striking out the words "whose estate, over and above the amount of his just debts, exceeds the sum of one thousand dollars."

Amend section 7, line 6, of the printed bill, by inserting the word "state" before the word "treasurer" and striking out the words "of state" after the word "treasurer."

Amend section 7, line 8, of the printed bill, by striking out the words "if any" after the word "thereto."

Amend section 7, line 10, of the printed bill, by striking out the words "sixty days" and inserting in lieu thereof the words "six months."

Amend section 7, line 12, of the printed bill, by striking out the word "shall" and inserting in lieu thereof the word "may."

Amend section 8, line 1, of the printed bill, by striking out the words "Life Estate."

Amend section 8, lines 2 and 3, of the printed bill, by striking out after the words "other than" the words "named in the preceding

section," and inserting in lieu thereof the words "father, mother, husband, wife, lineal descendant, adopted child, or lineal descendant of such child."

Amend section 8, line 6, of the printed bill, by inserting the word "state" before the word "treasurer," and striking the words "of state" after the word "treasurer."

Amend section 8, line 11, of the printed bill, by striking out the word "or" after the word "tax," and inserting the word "on" in lieu thereof.

Amend section 8, line 15, of the printed bill, by striking out the word "such" before the word "tax," and inserting the word "the," and by inserting after the word "tax" the words "on such life or term estate."

Amend section 8, line 15, of the printed bill, by striking out the word "shall" after the word "court," and inserting in lieu thereof the word "may."

Amend section 8, line 17, of the printed bill, by inserting after the word "years" the words "unless the tax on the remainder shall have been previously paid, as provided in this section."

Amend section 8, line 21, of the printed bill, by striking out after the words "other than," the words "named in the preceding section," and inserting the words "father, mother, husband, wife, lineal descendant, adopted child, or lineal descendant of such child."

Amend section 8, line 25, of the printed bill, by striking out the words "sixty days," and inserting the words "six months."

Amend section 8, line 27, of the printed bill, by striking out the word "same" before the word "out," and inserting the word "tax," by striking out the balance of the section after the word "property," and by inserting after the word "property" the words "as the court may direct."

Amend section 9, line 1, of the printed bill, by striking out the words "executors or trustees."

Amend section 9, line 6, of the printed bill, by striking out the words "of the state" after the word "treasurer," and by inserting the word "state" before the word "treasurer."

Amend section 10, line 1, of the printed bill, by striking out the words "legacies charged upon land."

Amend section 10, line 2, of the printed bill, by striking out the word "same," and inserting the word "legacies."

Amend section 10, line 3, of the printed bill, by inserting the word "state" before the word "treasurer."

Amend section 10, line 4, of the printed bill, by striking out the words "of state."

Amend section 10, line 5, of the printed bill, by inserting the word "state" before the word "treasurer," and by striking out the words "of state" in line 6 of the printed bill.

Amend section 11, line 1, of the printed bill, by striking out the words "payment by executor or trustee."

Amend section 12, line 1, of the printed bill, by striking out the

words "payment to state," and by inserting the word "state" before the word "treasurer."

Amend section 12, line 2, of the printed bill, by striking out the words "of state."

Amend section 12, line 5, of the printed bill, by striking out the word "act" and inserting the word "section," by inserting the word "legal" before the word "rate," and by striking out the words "of eight per centum per annum" after the word "rate."

Amend section 13 by striking out line 1 of the printed bill, commencing with the word "method," all of lines 2 and 3, and the first two words in line 4.

Amend section 13, line 5, of the printed bill, by inserting the word "state" before the word "treasurer," and by striking out the words "of state" after the word "treasurer."

Amend section 13, line 7, of the printed bill, by striking out the word "ten" before the word "days" and inserting the word "twenty" in lieu thereof.

Amend section 13, line 10, of the printed bill, by inserting the word "state" before the word "treasurer," and by striking out the words "of state" after the word "treasurer."

Amend section 13, line 11, of the printed bill, by inserting after the word "appraisement," the words "which shall be heard and determined by the court having jurisdiction in probate of the estate involved."

Amend section 13, by striking out the words "on the" on line 11, all of line 12, and the words "material to the matters therein involved" on line 13.

Amend section 13, line 14, of the printed bill, by inserting the word "market" before the word "value," and by striking out after the word "value" the words "on the market in the ordinary course of trade."

Amend section 13, line 16, of the printed bill, by inserting the word "market" before the word "value."

Amend section 13, line 17, of the printed bill, by striking out, after the word "property," the words "in the ordinary course of trade."

Amend section 13, line 18, of the printed bill, by inserting after the word "appraisement" the words "and determine such value," and by striking out the balance of line 18 after the word "appraisement," all of line 19, and the first three words on line 20.

Amend section 13, line 20, of the printed bill, by inserting the word "state" before the word "treasurer," and by striking out the words "of state" after the word "treasurer."

Amend section 13, line 21, of the printed bill, by inserting after the words "superior court" the words in the premises."

Amend section 13, by striking out the balance of the section commencing with the word "approving" on line 21, of the printed bill.

Amend section 14, line 1, of the printed bill, by striking out the words "Foreign Executors and Securities."

Amend section 14, line 3, of the printed bill, by inserting the word "state" before the word "treasurer."

Amend section 14, line 4, of the printed bill, by striking out the words "of state."

Amend section 14, line 5, of the printed bill, by inserting after the word "transferred" the words "upon its books."

Amend section 14, line 5, of the printed bill, by inserting the word "state" before the word "treasurer," and by striking out the words "of state" after the word "treasurer."

Strike out all of section 15.

Amend section 16 so as to read "section 15," and by striking out, in line 1, of the printed bill, the words "reporting lists of heirs."

Amend section 16, line 5, of the printed bill, by inserting the word "state" before the word "treasurer," and by striking out the words "of state" after the word "treasurer."

Amend section 17 so as to read "section 16."

Amend section 17, line 1, of the printed bill, by striking out the words "date of filing inventories of personality."

Amend section 17, line 7, of the printed bill, by striking out the words "collateral inheritance."

Amend section 18, line 1, of the printed bill, by striking out the words "compromise settlements."

Amend section 18 so as to read "section 17."

Amend section 18, line 4, of the printed bill, by inserting the word "state" before the word "treasurer," and by striking out the words "of state" after the word "treasurer."

Amend section 18, line 7, of the printed bill, by inserting after the words "Superior Court," the words "having jurisdiction of the estate," and by striking out after the words "Superior Court," the words "or judge of the proper court."

Amend section 19 so as to read "section 18."

Amend section 19, line 1, of the printed bill, by striking out the words "reports to be filed with Treasurer of State."

Amend section 19, line 2, of the printed bill, by inserting after the words "by the" and before the word "treasurer" and the word "state."

Amend section 19, line 3, of the printed bill, by striking out the words "of state."

Amend section 19, line 4, of the printed bill, by striking out the words "the treasurer of state," and insert in lieu thereof the word "him."

Amend section 19, line 5, of the printed bill, by inserting before the word "demand" the word "treasurer's," and by striking out after the word "demand" the words "of the treasurer of state."

Strike out all of section 20.

Strike out all of section 21.

Your committee further recommends that the bill be printed, and that the foregoing amendments be incorporated therein and underscored.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur: Harold Preston, Herman D. Crow, Geo. D. Schofield, Stanley Hallet, E. M. Rands, W. W. Wilshire, Warren W. Tolman, and C. A. Mantz.

On motion of Senator Warburton, the report was adopted and the bill ordered printed as amended, and the amendments underscored in the printed bill.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 35, entitled "An act to make the seashore or sea beach of the Pacific ocean in Pacific and Chehalis counties, State of Washington, a public highway forever, to provide for the cancellation of existing contracts of sale and leases of such seashore and sea beach, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Judiciary Committee.

L. B. ANDREWS, Chairman.

We concur: Oliver Hall, Harrold Preston, Ed. S. Hamilton.

The report was adopted.

OLYMPIA, WASH., January 22, 1901.

MR. PRESIDENT:

We, your Joint Committee on Printing, to whom was referred Senate bill No. 66, entitled "An act making appropriations for sundry civil expenses of the Department of Public Printing for the fiscal year ending March 31, 1901," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

GRANT C. ANGLE, Chairman.

We concur: S. M. LeCrone, Paul Land, E. Hammer.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 64, entitled "An act providing for the re-appraisal of the tide lands at, in front of and adjacent to the town of LaConner, in the county of Skagit, State of Washington, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill do pass.

L. B. ANDREWS, Chairman.

We concur: Oliver Hall, Harrold Preston, Ed. S. Hamilton.

On motion of Senator Hammer the report was adopted.

The following communications were received from the Governor:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, January 23, 1901.

*To the Honorable, the Senate of the State of Washington, Senate Chamber,
Olympia, Washington:*

GENTLEMEN—In accordance with section 11, article 3, of the constitution, I hereby transmit a list of pardons, commutations and remissions of fines granted by me up to the present time, which have not been heretofore reported.

During the last two years 286 convicts have served out their full terms and been discharged by expiration of sentence imposed. Out of this number 27, or less than one in ten, have, upon recommendation of the warden of the Penitentiary, been restored to citizenship. In the opinion of the warden, the small number thus favored gave substantial evidence of reformation and were thus aided in a return to honest citizenship.

The most painful duty devolving upon the Governor is that of hearing and deciding applications for pardon. Only a fraction of the applications made have been successful. Following will be found a history of each case in which clemency has been exercised.

Very respectfully,

J. R. ROGERS, Governor.

On motion of Senator L. C. Crow the list of pardons were ordered printed.

The following are the names of those pardoned:

PARDONS AND COMMUTATIONS GRANTED.

CHASE, THEODORE F.—Sentenced from Spokane county, March, 1895, to imprisonment in the State Penitentiary for a term of ten years for the crime of grand larceny. The amount of property involved was small, and it would appear that the sentence was excessive. Commutation recommended by the State Board of Pardons and by numerous county officials. Sentence commuted to six and a half years sentence time, August 3, 1899.

NORRIS, ALBERT.—Sentenced from Whatcom county, December 1, 1893, to imprisonment in the State Penitentiary for a term of twelve years for the crime of burglary. The amount of property involved in this case was under \$300. The trial judge and prosecuting attorney recommended a commutation on the ground that the sentence imposed was excessive and had been made so for an example. Also recommended by the prosecuting witness and members of the trial jury. Sentence commuted to eight years sentence time, June 29, 1899.

JAMESON, C. E.—Sentenced from King county, December 4, 1897, to imprisonment in the State Penitentiary for a term of two years for the crime of obtaining money under false pretenses. Had served his sentence with the exception of three months. Commutation recommended by the warden of the State Penitentiary, under the provisions of section 2, chapter LXXIV, Session Laws of 1897, page 202. Sentence commuted to one year and nine months actual imprisonment, August 8, 1899.

ADAMS, AUGUST.—Sentenced from Spokane county, February 25, 1899, to imprisonment in the State Penitentiary for a term of one year for the crime of stealing cattle. There was considerable doubt regarding the identity of the cattle stolen. The owner had not seen them since they were calves, and could not positively identify the cattle as his own. On this account pardon was recommended by the trial judge, prosecuting attorney and numerous county officials. Pardon granted August 14, 1899.

WILLIAMS, THOMAS.—Sentenced from King county, March 3, 1894, to imprisonment in the State Penitentiary for a term of ten years for the crime of robbery. Williams had relatives in Scotland who desired to have him returned to his birthplace. They satisfied the warden of the State Penitentiary that Williams would be returned to Scotland if he was pardoned. Williams had served five and a half years of his sentence. With the above understanding Williams was released. Pardon recommended by the trial judge, prosecuting attorney and citizens. Pardon granted October 31, 1899.

RYDE, THOMAS.—Sentenced from Walla Walla county, April 29, 1899, for a term of one year in the State Penitentiary for the crime of forgery. Ryde performed valuable services in the office of the warden of the State Penitentiary. After serving all but three months of his sentence the warden of the Penitentiary recommended a commuta-

tion under the provisions of chapter LXXIV, Session Laws of 1897, page 202. Three months commutation granted January 20, 1899.

CARRUTHERS, CHARLES.—Sentenced in Stevens county, June 13, 1899, for a term of one year in the county jail, for the crime of obtaining money under false pretenses. Carruthers, while under the influence of liquor, signed a negotiable instrument upon which he obtained money from a saloon keeper with which to obtain more liquor. Upon examination it was found that the paper was worthless and his representations false. Carruthers was a man of considerable education and talent and was of great service to the county officials of Stevens county, while confined in the county jail, doing valuable work for them. After serving nine months of his sentence pardon was asked for. Recommended by the trial judge, prosecuting attorney and all county officers. Pardon granted March 16, 1900.

BERGH, MICHAEL C.—Sentenced from Pierce county, July 15, 1899, for a term of one year in the county jail for the crime of obtaining money under false pretenses. Bergh was a farmer. He endorsed a paper upon which he obtained money. He claimed that he did not understand the nature of the transaction and made restitution of the money when he discovered that it was illegally obtained. After serving nine months in the county jail pardon was asked for. Recommended by the trial judge, prosecuting attorney, prosecuting witness and numerous county officers and citizens. Pardon granted March 24, 1899.

SMITH, JAMES M.—Sentenced from Yakima county, December 21, 1899, for a term of two years in the State Penitentiary, for the crime of forgery. Smith obtained but a small amount of money by his crime, and had never before been convicted of an offense. After serving nearly all his sentence, executive clemency was asked for. Recommended by the trial judge, prosecuting attorney, sheriff, warden of the State Penitentiary and citizens. Pardon granted April 27, 1900.

BRADLEY, S. G.—Sentenced in Pierce county, June 28, 1899, for a term of one year in the county jail of Pierce county, for the crime of grand larceny. Bradley was convicted of having assisted others in stealing some copper wire. He was a young man, uneducated, and not at all bright. After serving eleven months of his sentence, pardon was asked for. Recommended by the trial judge, prosecuting attorney, sheriff and numerous citizens. Pardon granted May 21, 1900.

THOMPSON, ANDREW F.—Sentenced in Lewis county, April 23, 1900, to pay a fine of \$5 and the costs of the court, amounting to \$114.40, for the crime of assault. In default of the payment of the fine, Thompson was confined in the county jail. Thompson, who is a cripple, became involved in a quarrel with his younger brother regarding some property which had belonged to their parents. During the progress of the quarrel he threatened to strike his brother, and made a movement as if intending to do so. The jury decided that he was guilty of a technical assault. After his conviction, his mother died, and from evidence which appeared in the probate court of Lewis county, Thompson had provocation for the quarrel, his brother having swindled his parents out of their home. After serving twenty-two days in the county jail, and being unable to pay his fine, pardon was asked for. Recommended by the trial judge, who stated that the assault was of a technical nature, and brought about by extreme aggravation. Pardon granted May 29, 1900.

BISHOP, J. F.—Sentenced in Pierce county, October 3, 1899, for a term of one year in the county jail, for the crime of embezzlement. Bishop served eight months of his sentence, and had been a good prisoner. Pardon was asked for by Hon. Wilson R. Gay, United States district attorney, and Hon. Robert Watchorn, agent United States treasury department, on the ground that Bishop should be released in order to give testimony in the matter of illegal importation of Japanese laborers. Bishop had been employed by persons who were engaged in bringing contract laborers into the country from Japan, and his testimony was considered of value by the U. S. authorities. Pardon granted June 5, 1900.

BLEY, ENO.—Sentenced from Walla Walla county December 4, 1888, for a term of twenty years in the State Penitentiary for the crime of manslaughter. Bley was released from the Penitentiary on parole and had served one year as a paroled prisoner, during which time he had obeyed all the rules governing the parole of prisoners. Upon this showing pardon was asked for. Recommended by trial judge, county officials and numerous citizens. Pardon granted July 2, 1900.

KRUG, ADOLPH.—Sentenced from King county March 26, 1894, to imprisonment in the State Penitentiary for a term of seven years for the crime of using public money unlawfully. Krug, after serving a large portion of his sentence was released on parole. He served one year as a paroled prisoner and during that time lived up to all the rules governing paroled prisoners, and upon this record he based an application for pardon. Recommended by the prosecuting attorney, warden of the State Penitentiary and numerous citizens. Pardon granted July 2, 1900.

BAILY, HARRY B.—Sentenced in Spokane county May 22, 1900, to imprisonment in the county jail of Spokane county for a term of six months for the crime of receiving stolen property. The amount of property involved was very small. Baily had served two months in the county jail previous to receiving his sentence and had served two months of his sentence when pardon was asked for. He was suffering with tuberculosis of the glands of the neck and the county physician was of the opinion that he should be liberated in order to secure proper treatment. Pardon recommended by the trial judge, assistant prosecuting attorney, sheriff, county physician and assistant county physician. Pardon granted July 16, 1900.

ALLEN, JACK.—Sentenced in Thurston county to imprisonment in the county jail for a term of sixty days and to pay the costs of prosecution amounting to \$18.05, for the crime of indecent exposure. Allen had served 46 days in the county jail under said sentence. It appeared from the certificate of the county physician that Allen was afflicted with a loathsome and infectious disease which made it dangerous to keep him in the county jail. If he should be kept in the county jail there was danger of it becoming so contaminated as to make it unsafe to imprison others there. Allen promised to leave the state and remain away forever if released. Pardon recommended by the trial judge, prosecuting attorney and county physician. Pardon granted July 17, 1900.

MURPHY, JAMES.—Sentenced from King county July 13, 1893, to imprisonment in the State Penitentiary for a term of fifteen years for the crime of murder in the second degree. Murphy, after serving one year and eleven months sentence time, was granted a new trial. The new trial resulted in the same verdict as the former trial. As Murphy had already served one year and eleven months for the same crime under his first sentence, the State Board of Audit and Control, having the management of the State Penitentiary, passed a resolution recommending that the Governor commute the sentence of said Murphy so as to allow him for the one year and eleven months he had already served. Sentence so commuted July 28, 1900. Murphy still remains in prison.

TALMADGE, J. L.—Sentenced from Skagit county to imprisonment in the State Penitentiary for a term of one year and a half for the crime of larceny by embezzlement. The amount of property involved in the case was small. Talmadge had never before been convicted of a crime. During his term of imprisonment he filled a position of responsibility in the office of the warden. After serving a considerable portion of his sentence pardon asked for. Recommended by the trial judge, prosecuting attorney, warden of the State Penitentiary and numerous citizens. Commuted to one year sentence time on August 3, 1900.

MCCAULEY, J. W.—Sentenced from Pierce county to imprisonment in the State Penitentiary for a term of three years, ten months and eleven days, for the crime of using public money unlawfully. McCauley had been released from the State Penitentiary under the provisions of the parole law. At the time commutation was asked for he had served nine months as a paroled prisoner and had, during that time, lived up to all the rules and regulations of the parole law. Pardon recommended by the trial judge, numerous county officials and reputable citizens. Sentence commuted to three years, nine months and eleven days, which would release McCauley on October 25, 1900. Commutation granted September 10, 1900.

GRAYSON, LESTER.—Sentenced from Columbia county to imprisonment in the State Penitentiary for a term of six months, for the crime of burglary. Grayson was a young man who had previously borne a good character. The amount of property involved was small, and the crime was his first offense. Pardon recommended by the trial judge, prosecuting attorney, prosecuting witness, numerous county officials and reputable citizens. At the time of pardon Grayson had but a little over a month to serve. Pardon granted October 29, 1900.

LYSAGHT, JOHN S.—Sentenced from Spokane county to imprisonment in the State Penitentiary for a term of three years, for the crime of forgery. Lysaght, who was a

foreigner, went to Spokane and became destitute. In order to obtain money he committed forgery. The crime was his first offense. At the time commutation was asked for he had served about two years of his sentence. Commutation recommended by the trial judge, county officials and numerous citizens. Sentence commuted to two years sentence time. Commutation granted October 29, 1900.

BURRIS, ERNEST.—Sentenced from Garfield count, October 7, 1899, for the term of two years in the State Penitentiary, for the crime of rape. The said Ernest Burris is a young man of but 19 years of age, who has heretofore borne a good reputation. He served more than half of his sentence. The crime was technically styled rape, under the law, but in this case it was not a case of rape as commonly understood. Pardon recommended by the trial judge, prosecuting attorney, trial jury and numerous reputable citizens. Pardon granted November 14, 1900.

BOGGS, GEORGE W.—Sentenced from Pierce county, December 22, 1899, for the term of six years in the State Penitentiary for the crime of receiving interest on public money. Upon the recommendation of a large number of officials and citizens, Boggs was paroled on July 1, 1899. After serving over sixteen months as a paroled prisoner, during which time he complied with all the rules governing paroled prisoners, Boggs made application for a pardon. Application recommended by a large number of reputable citizens. Pardon granted November 29, 1900.

ALEXANDER, FRANK.—Sentenced from Whitman county, February 25, 1897, for a term of ten years in the State Penitentiary for the crime of burglary. The amount of property involved in the case was small and the sentence was excessive. Commutation recommended by the trial judge, prosecuting attorney, prosecuting witness and reputable citizens. Sentence commuted from ten to five years sentence time, December 4, 1900.

PYLE, MARY JANE.—Sentenced from Walla Walla county May 20, 1888, to be hanged for murder. Sentence commuted to life imprisonment by Governor Semple. Mrs. Pyle, who is an old woman over 80 years of age, is suffering from a cancerous affection of a very malignant character. The surgeon of the State Penitentiary certified to the Governor that this disease would cause her death in a very short time. Pardon recommended by the warden of the State Penitentiary and by the surgeon of the State Penitentiary. Pardon granted December 18, 1900.

EDWARDS, CHARLES E.—Sentenced from Snohomish county February 3, 1900, to serve one year in the State Penitentiary for the crime of assault with intent to commit rape. Edwards was a young man who had previously borne a good reputation. Upon being sentenced he took an appeal to the supreme court, which appeal has not yet been decided. During the pending of the appeal he remained in the county jail. If he had commenced to serve his sentence immediately his term would have expired December 3, 1900. Pardon recommended by the trial judge, prosecuting attorney, sheriff and numerous reputable citizens. Granted December 20, 1900.

The civil rights of the following named persons were restored after having served their respective terms of imprisonment, upon the recommendation of the warden of the Penitentiary, it being certified that during imprisonment their conduct had been especially good:

<i>Name.</i>	<i>Date of restoration.</i>	<i>Name.</i>	<i>Date of restoration.</i>
F. G. Logsdon.....	Jan. 21, 1899	M. J. Clump.....	Jan. 3, 1900
G. Howard Wolfe.....	March 22, 1899	James Noah.....	Feb. 16, 1900
Wm. Swafford.....	April 18, 1899	Robert Martin.....	Feb. 27, 1900
John George.....	April 21, 1899	Robert G. Cash.....	March 21, 1900
Harry Bates.....	May 20, 1899	Harry Jennings.....	March 21, 1900
Wm. M. White.....	May 20, 1899	Louis Thomas.....	May 5, 1900
Wm. Timberman.....	July 21, 1899	Wm. Edwards.....	July 16, 1900
Geo. W. Truman.....	July 21, 1899	Wm. Wagner.....	Aug. 28, 1900
Louis E. Kluckow.....	Aug. 12, 1899	James Greer.....	Aug. 28, 1900
Harry Hewson.....	Aug. 21, 1899	John Tonnes.....	Aug. 28, 1900
Richard Regan.....	Aug. 21, 1899	Edward Radcliff.....	Sept. 21, 1900
Charles E. Campbell.....	Aug. 27, 1899	Albert Gilbertson.....	Sept. 21, 1900
Wm. J. Brooks.....	Oct. 3, 1899	H. D. Evans.....	Dec. 12, 1900
J. H. McCallum.....	Dec. 26, 1899		

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, January 25, 1901.

*To the Honorable, the Senate of the State of Washington, Senate Chamber,
Olympia, Washington.*

GENTLEMEN—I have the honor to submit herewith a list of appointments made and not heretofore reported to you for confirmation :

STATE BOARD OF AUDIT AND CONTROL.

Hon. John B. Slater, of Colville, appointed April 14, 1900, for the unexpired term ending April 1, 1901, vice W. M. Ridpath, of Spokane, resigned.

Respectfully,

J. R. ROGERS,
Governor of Washington.

On motion of Senator Mantz, the above appointment was confirmed in open session by the following vote :

Those voting yea were Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—27.

Senator Hallett voted nay.

Those absent or not voting were: Senators Clapp, Garber, Hemrich, Moultray, Reser, and Smith—6.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT :

The House has passed House concurrent resolution No. 8, providing for the publication of the Fish Commissioner's biennial report, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

House joint resolution No. 6, by Mr. Comstock, providing for the appointment of a joint committee to investigate the state offices, was read.

Upon motion of Senator Hamilton, the resolution was laid on the table until Monday, January 28, 1901.

Senate bill No. 88, by Senator Davis: An act repealing chapter LIX, Session Laws of 1899, the same being an act entitled "An act relating to the law of libel and providing for opportunity of retraction of libels."

The bill was read the first time; and, on motion of Senator Davis, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 89, by Senator Sharp: An act making appropriations for the maintenance and equipment of the State Normal Schools at New Whatcom, Ellensburg and Cheney, and completing the said school buildings and furnishing the same, and to provide additional facilities for said schools, and to build annexes to the present buildings, or for new buildings and equipping and furnishing the same, and building dormitories for said schools and equipping and furnishing the same.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 90, by Senator Cornwell: An act amending sections 1 and 2 of an act entitled "An act regulating common carriers, fixing maximum railroad freight rates in the State of Washington, prohibiting discrimination by railroad common carriers in the matter of such rates and of facilities for shipment and providing for the enforcement and observance of the rates so fixed, and of the regulations and prohibitions before referred to, and providing a method of determining the reasonableness of such rates and regulations and making an appropriation therefor," approved March 13, 1897.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Railroads and Transportation.

Senate bill No. 91, by Senator Sharp: An act to provide for the enforcement of decrees of courts regulating the use of water for irrigation, stock and domestic purposes, and making it the duty of the sheriffs of the several counties of this state to measure and distribute said waters in accordance therewith, and repealing all acts or parts of acts in conflict therewith.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Irrigation and Arid Lands.

Senate bill No. 92, by Senator Sharp: An act making it a misdemeanor for any person to interfere with any headgate,

measuring box, or other device used for measuring or distributing water for irrigation, stock or domestic purposes, after the same shall have been adjusted by the sheriff, or other proper authority, and providing a penalty therefor ; and make the owner or occupant of the premises where such waters are used *prima facie* guilty thereof.

The bill was read the first time ; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Irrigation and Arid Lands.

Senate bill No. 93, by Senator Sharp : An act authorizing the payment of an indemnity for diseased animals destroyed by the order of the state veterinary surgeon and making an appropriation for the same.

The bill was read the first time ; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture, and afterwards to Committee on Appropriations.

Senate bill No. 94, by Senator Sharp : An act to amend sections 2 and 5 of an act entitled "An act providing for the creation of the office of the State Veterinary Surgeon, and defining his duties," approved March 22, 1895.

The bill was read the first time ; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Agriculture.

Senate bill No 95, by Senator Hall : An act authorizing the Board of Regents of the State Agricultural College and School of Science to withdraw from sale lands set apart for the use and support, establishment and maintenance of the State Agricultural College and School of Science, together with the timber, stone, fallen timber, hay or gravel or other valuable materials situated on the said lands.

The bill was read the first time ; and, on motion of Senator Hall, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on State Granted, School and Tide Lands.

Senate bill No. 96, by Senator Hall : An act for the relief of the grantees of B. Norman, holder of purchase contract No. 233

for the southwest quarter of section 36, township 17 north, of range 45 east, W. M.

The bill was read the first time; and, on motion of Senator Hall, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on State Granted, School and Tide Lands.

GENERAL FILE.

Senator Hamilton moved that Senate bill No. 66 be referred to Committee on Appropriations.

Senator Land moved to amend the motion of Senator Hamilton that the bill be taken up immediately.

The amendment carried.

The Senate resolved itself into a committee of the whole to consider Senate bill No. 66, by Joint Committee on Printing, entitled "An act making deficiency appropriations for sundry civil expenses of the Department of Public Printing for the fiscal year ending March 31, 1901."

The bill was considered in the committee of the whole, Senator Schofield in the chair, and reported back to the Senate that the bill do pass with the following amendments:

"That in section 1, line 2, the words and figures "twelve thousand (\$12,000)" be stricken out and the words and figures "six thousand (\$6,000)" be inserted in lieu thereof.

That in section 1, line 3, between the words "necessary" and "for" the words "for temporary relief" be inserted.

That in section 2, line 1, the words and figures "three thousand (\$3,000)" be stricken out and the words and figures "fifteen hundred (\$1,500)" be inserted in lieu thereof.

That section 3 be stricken out.

On motion of Senator Wilshire, the report was adopted.

The bill was read the third time by sections, and referred to the Engrossing Committee.

REPORT OF COMMITTEE ON ENROLLED AND ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 66, entitled "An act making deficiency appropriations for sundry civil expenses of the Department of Public

Printing for the fiscal year ending March 31, 1901," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

J. G. MEGLER, Chairman.

On motion of Senator Land, the bill was placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Welty, and Wilshire—26.

Those absent or not voting were: Senators Baker, Clapp, Hamilton, Hemrich, Moultray, Reser, Smith, and Warburton—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hammer, Senate bill No. 64, by Senator Hammer, An act providing for the reappraisalment of the tide lands at and in front of and adjacent to the town of La Conner, in the county of Skagit, etc., was read the third time by sections.

It was moved by Senator Schofield to amend section 3, by striking out in line 5, of the printed bill, all after the word "act."

The amendment was lost.

On motion of Senator Hammer, the rules were suspended, the bill was considered engrossed and placed on its final passage, and passed by the following vote: Yeas 23, nays 3, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Garber, Hall, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Preston, Ruth, Sharp, Stewart, Sumner, Warburton, Welty, and Wilshire—23.

Those voting nay were: Senators Crow L. C., Hallett and Tolman—3.

Those absent or not voting were: Senators Clapp, Davis, Hemrich, Moultray, Rands, Reser, Smith, and Schofield—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Land the rules were suspended, and Senate bills Nos. 64 and 66 were ordered transmitted immediately to the House.

Senator Land moved that when the Senate adjourns that it adjourn until Monday, January 28, 1901, at 1 o'clock P. M.

Upon request of Senator Tolman, he was excused all of next week.

Upon request of Senator Cornwell, he was excused until Tuesday at 2 o'clock P. M.

The following resolution was introduced by Senator Welty:

Resolved, That hereafter announcements by the chairmen of the several committees of the time and place of holding committee meetings be communicated to the secretary in writing and read by him in open session.

The resolution was adopted.

On motion of Senator Stewart, the Senate adjourned at 12:10 P. M. until Monday, January 28, at 1 o'clock P. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTEENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, January 28, 1901. }
1 o'clock P. M.

President McBride called the Senate to order at the hour of 1 o'clock P. M.

The secretary called the roll; all members being present except Senators Hammer and Summer, and Senators Cornwell, Reser and Tolman excused.

Rev. Dr. Hayes offered prayer.

The journal of Friday was read and approved.

A petition was presented by Senator Wilshire by request, on behalf of the King County Bar Association, making a report on

the condition of business in the Supreme Court of the State of Washington, which was read and referred to Committee on Judiciary.

Senate concurrent resolution No. 10, by Senator Schofield, relating to the enactment of laws in Alaska, was read and adopted.

Senate concurrent resolution No. 11, by Senator Schofield, relating to court of appeals in Alaska, was read and approved.

Senate concurrent resolution No. 12, by Senator Preston, with reference to the naming of the battleship to be constructed by the Moran Brothers.

The resolution was read the first time; and, on motion of Senator Preston, the rules were suspended, the resolution was read the second time by title, ordered printed, and placed on general file.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 63, entitled "An act amending sections 9 and 12 of an act entitled 'An act providing for the survey and establishment of a state road; creating a commission, defining its duties and making an appropriation therefor, and declaring an emergency,'" approved March 18, 1897, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendment:

Section 3. That section 3 be stricken out.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: E. Hammer, Paul Land, Lincoln Davis, E. M. Rands, and C. L. Stewart.

Senator Stewart moved the adoption of the report.

Senator Land moved to amend the motion of Senator Stewart by referring the report to the Appropriations Committee.

The amendment was carried.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 53, entitled "An act to amend section 4683 of chapter 3 of the second volume of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Amend the title by striking out after the numerals "4683," the words

“of chapter 3 of the second volume,” and by inserting after the word “Washington” the words “relating to the criminal jurisdiction of justices of the peace.”

In line 1, section 1, after the numerals “4683,” strike out the words “of chapter 3 of the second volume.”

In line 2, section 1, insert after “Washington” the words “relating to the criminal jurisdiction of justices of the peace.”

In line 3, section 1, strike out the quotation mark at the beginning of the line, and insert the letter “s” at the end of the word “prosecution.”

In line 12, section 1, strike out the quotation mark after the word “ordinance.”

Respectfully submitted.

We concur in this report: W. W. Wilshire, Stanley Hallett, Herman D. Crow, Geo. D. Schofield, E. M. Rands, and C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 8, entitled “An act to provide for appeals from the Board of State Land Commissioners, and declaring an emergency,” have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

In section 1, line 5, of the printed bill, strike out the word “action” and the comma following it.

In section 1, line 6, of the printed bill, strike out the word “action” and the comma following it.

At the end of section 1 insert the following: “Said Board of State Land Commissioners shall forthwith give notice in writing to all parties who have appeared in such proceeding of its order or decision.”

In section 2, line 4, of the printed bill, strike out the word “action” before the word “order,” and the comma following it.

In section 2, line 7, of the printed bill, strike out the words “such action is taken or,” insert the word “is” before the word “made,” strike out the semicolon after the word “made” and insert a period in lieu thereof, and strike out the balance of the section after the word “made.”

In section 3, line 3, of the printed bill, strike out the word “one” before the word “hundred” and insert the word “two” in place thereof.

In section 5, strike out lines 4, 5, and all of line 6, of the printed bill, except the word “Costs.”

In section 5, line 8, of the printed bill, after the word “court,” insert the words “but no costs shall be awarded against said board or the state.”

In section 6, line 3, of the printed bill, strike out the word “same” before the word “time,” and after the word “time” strike out the words “as is now or may hereafter be.”

Add at the end of section 9 the following: “Nothing in this act contained shall repeal or otherwise affect the provisions of an act approved March 13, 1899, entitled ‘An act limiting the time in which appeals to

the Superior Court from the Board of State Land Commissioners shall be prosecuted.'”

In section 10, line 1, of the printed bill, strike out the words “is hereby declared to exist,” and insert the word “exists” in lieu thereof.

Respectfully submitted.

We concur in this report: Harold Preston, W. W. Wilshire, Stanley Hallett, Herman D. Crow, Geo. D. Schofield, E. M. Rands, C. A. Mantz.

On motion of Senator Wilshire, the report was adopted.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 43, entitled “An act in relation to the satisfaction of mortgages and validating satisfactions already made, and repealing sections 1660 and 1661 of volume I, Hill’s General Statutes and Codes of Washington,” have had the same under consideration and respectfully report the same back to the Senate and submit herewith a substitute therefor.

Respectfully submitted.

We concur in this report: Harold Preston, W. W. Wilshire, Stanley Hallett, Herman D. Crow, Geo. S. Schofield, E. M. Rands, C. A. Mantz.

On motion of Senator Preston, the report was adopted and the substitute bill ordered printed.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 12, entitled “An act to amend section 6196, relating to settlement of estates without administration, of chapter V of title XXXV of Ballinger’s Annotated Codes and Statutes of Washington,” have had the same under consideration and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Strike out the title, and make a new title as follows: “An act to amend section 6196 of Ballinger’s Annotated Codes and Statutes of Washington, relating to the settlement of estates without administration.”

In section 1, line 1, of the printed bill, strike out the words “relating to settlement of estates without administration.”

In section 1, line 2, of the printed bill, strike out the words “of chapter V of title XXXV” and insert after the word “Washington” the words “relating to the settlement of estates without administration.”

In section 1, line 10, of the printed bill, strike out the word “and” after the word “will.”

In section 1, line 11, of the printed bill, insert after the word “estate” the words “and to publish notice to creditors,” and after the word “required” the words “and with the effect provided.”

In section 1, line 22, of the printed bill, strike out the words “a creditor of such estate or any of the heirs” and insert in lieu thereof the words “any person interested in the estate.”

In section 1, line 23, of the printed bill, add the letter “d” to the word “situate.”

In section 1, line 33, of the printed bill, strike out the words "with all vouchers attached."

Respectfully submitted.

We concur in this report: Harold Preston, W. W. Wilshire, Herman D. Crow, Geo. D. Schofield, E. M. Rands, C. A. Mantz.

On motion of Senator Rands, the report was adopted.

House concurrent resolution No. 8, by Committee on Fisheries, relating to the printing of the biennial report, was read.

Upon motion of Senator Megler, the resolution was adopted.

The president signed Senate bill No. 4.

INTRODUCTION OF BILLS.

Senate bill No. 97, by Senator Rands: An act to amend sections 6226, 6228 and 6246 of chapter 8, and sections 6337 and 6340 of chapter 11 of title 35, relating to "Probate law and procedure," of Ballinger's Annotated Codes and Statutes of the State of Washington.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 98, by Senator Rands: An act relating to funding indebtedness in counties, cities and towns.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 99, by Senator Preston, by request: An act to amend sections 1, 3 and 4 of an act entitled "An act to regulate mutual fire insurance companies and associations," approved March 14, 1899.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Corporations other than Municipal.

Senate bill No. 100, by Senator Preston: An act to amend section 4530 of Ballinger's Annotated Codes and Statutes of the State of Washington, in relation to acknowledgments.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 101, by Senator Herman D. Crow: An act to amend sections 6500, 6513 and 6514 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to appeals to the Supreme Court.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 102, by Senator Herman D. Crow: An act relating to the powers of judges of the Superior Court of the State of Washington, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 103, by Senator Warburton: An act regulating the forfeiture of life insurance policies.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 104, by Senator Sharp: An act requiring persons owning or operating ditches through which water is diverted from natural sources, to place and keep in repair gates and measuring boxes at the head of such ditches, and providing a penalty for non-compliance therewith.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Irrigation and Arid Lands.

Senate bill No. 105, by Senator Sharp: An act to amend sections 9, 10 and 39 of an act entitled and cited as the Code of Public Instruction of the State of Washington.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Education.

Senate bill No. 106, by Senator Stewart: An act making an

appropriation for conducting the Agricultural Experiment Station heretofore established at Puyallup, Wash.

The bill was read the first time ; and, on motion of Senator Stewart, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 107, by Senator Megler : An act providing for the payment of a bounty for the killing of the common seal, (*Phoco vitulina*), sea-lion, sheldrake (*Tadorna vulpanser*), shag (*Phalacrocorax graculus*), and cormorant, out of the moneys collected by the Fish Commissioner of the State of Washington for licenses and fines, and appropriating annually out of the state hatchery fund the sum of \$5,000 for the purpose of paying such bounties.

The bill was read the first time ; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Fisheries.

Senate bill No. 108, by Senator Welty : An act to amend sections 6255, 6258, 6268, 6327 and 6357, of volume 2, Ballinger's Annotated Codes and Statutes of the State of Washington, relating to probate law and procedure.

The bill was read the first time ; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 24, 1901.

MR. PRESIDENT :

The House has passed Senate concurrent resolution No. 6, providing for the appointment of a joint committee to confer with a like committee of the Oregon legislature, respecting fisheries legislation.

The House has passed Senate concurrent resolution No. 7, a tribute to the memory of Hon. Steven D. Rinehart.

The House has passed House concurrent resolution No. 7, a tribute to the memory of William McGee Colwell, a former member.

The House has passed Senate concurrent resolution No. 8, a tribute to the memory of Hon. William B. Field.

The House has passed House bill No. 42, relating to burials by coroners.

The House has passed Senate bill No. 15, providing for the re-

appraisal of the tide lands in front of the city of Blaine, Whatcom county.

The House has failed to concur in Senate concurrent resolution No. 9, relating to state offices.

The speaker of the House has signed Senate bill No. 4.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

GENERAL FILE.

The Senate went into committee of the whole to consider Senate bill No. 18, by Senator LeCrone, entitled "An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington."

The bill was considered in the committee of the whole, Senator Wilshire in the chair, and reported back to the Senate with the recommendation that the bill do pass.

On motion of Senator Baker, the report was adopted.

The bill was read the third time; and, upon motion of Senator Megler, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Welty, and Wilshire — 28.

Those absent and not voting were: Senators Cornwell, Hammer, Reser, Summer, Tolman, and Warburton — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House joint resolution No. 6, by Mr. Comstock, providing for the appointment of a joint committee to investigate the state offices, was read.

Senator Garber moved to amend the resolution by making the appointment of a committee read "five from the House and three from the Senate" in place of three from the House and two from the Senate, that the committee be bi-partisan, and that the investigation be to include the two previous administrations.

The amendment was lost.

Senator Land moved to amend by having the examination begin from the incoming administration of 1893.

Senator Wilshire arose to a point of order.

The point of order was sustained.

Senator Warburton moved that the resolution be amended by adding the words, "Said committee to consist of three republicans and two democrats."

The amendment carried.

Senator L. C. Crow moved that the resolution as amended be indefinitely postponed.

The motion was lost.

On the adoption of the resolution as amended, roll call was demanded by Senators Mantz, L. C. Crow, Warburton, Hamilton, Welty, and Angle.

The roll was called, and the resolution was adopted by the following vote: Yeas 20, nays 8, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hallet, Hemrich, Land, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, Welty, and Wilshire—20.

Those voting nay were: Senators Biggs, Crow Herman D., Crow L. C., Davis, Garber, Hall, LeCrone, and Mantz—8.

Those absent and not voting were: Senators Cornwell, Hamilton, Hammer, Reser, Sumner, and Tolman—6.

The following communication was read, from Gwin Hicks, State Printer:

STATE OF WASHINGTON, OFFICE OF STATE PRINTER,
OLYMPIA, January 28, 1901.

*To the Honorable Senator from Mason County, Senator Angle, Chairman
Committee on Printing:*

DEAR SIR—If it is possible to have Senate bill No. 66, making an appropriation for public printing, reconsidered and referred to the Committee on Appropriations, will you kindly take the necessary steps to have it so referred?

While the urgency of this appropriation is somewhat pressing, the emergency is not so acute as to require the hasty passage of a relief measure without fully considering its import. As the bill now stands, amended and passed by the Senate, another appropriation will be necessary before the close of the session covering the same ground as the original bill. This will encumber the records and take up the time of the legislators unnecessarily. It is with this regard that I respectfully ask that this bill be reconsidered and referred to the Committee on Appropriations and that I be given an opportunity to be heard before that committee.

My credit at bank is good for a few pay days yet, and while that lasts I shall be pleased to furnish the printed matter and desk supplies ordered by the legislature as promptly as a force of forty employes can deliver it.

Respectfully, your obedient servant,
GWIN HICKS, State Printer.

The following House concurrent resolution No. 7 was read and adopted :

WHEREAS, Since the last session of the Legislature of the State of Washington, the Almighty in His infinite wisdom, has called unto himself the Hon. William McGee Colwell, a former member of this body: Therefore, be it

Resolved, That the House of Representatives and Senate of the State of Washington, ever mindful of the debt of gratitude the state owes to his memory as a faithful servant and an honorable citizen, hereby expresses its sincerest respect for the memory of the deceased, and heartfelt sympathy to his bereaved family; and be it further

Resolved, That a copy of this resolution be spread upon the journals of the House and Senate, and the chief clerk of the House is hereby instructed to forward a copy to the family of the deceased and to give the same out for publication.

On motion of Senator Andrews, the Senate adjourned at 3:30 o'clock P. M. until Tuesday, January 29, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

SIXTEENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, January 29, 1901. }
10 o'clock A. M. }

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Hammer, Reser and Tolman, excused.

Rev. Dr. Glass offered prayer.

The journal of yesterday was read and approved.

The president appointed Senators Megler and Rands to confer with the committee from the Oregon legislature in reference to fisheries on the Columbia river.

On motion of Senator Megler, the secretary was instructed to prepare a calendar for the Senate.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., January 28, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the bill of Miss Louise Dittman, for use of typewriter and supplies furnished to Senate stenographer during first week of session, for the amount of three (\$3.00) dollars, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid. LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 57, entitled "An act to make the seashore or seabeach of the Pacific ocean in Chehalis, Jefferson and Clallam counties, State of Washington, a public highway forever, to provide for the cancellation of existing contracts of sale and leases of such seashore and seabeach, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Judiciary Committee. L. B. ANDREWS, Chairman.

We concur in this report: Oliver Hall, Lincoln Davis, and Harold Preston.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the bill of Bates Bros. Furniture Company, for one revolving office chair and three dozen office chairs, for the amount of ninety (\$90.00) dollars, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid. LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 28, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred Senate bill No. 24, entitled "An act to amend sections 2, 3, 12, 13 and 15 of an act

entitled 'An act for the protection of game animals and birds,' etc. have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In line 1, of title, of printed bill, strike out the letter "s" at the end of the word "sections;" same line, after the figure "2," strike out all of lines 1, 2, 3, 4, 5, 6, down to and including the figure "2" in line 7.

In line 8, of title, after the figures "1899," strike out the period and insert a comma in lieu thereof after the figures "1899," same line, add the words "relating to game animals and birds."

In section 1, line 2, printed bill, strike out the words "that section 3 of said act is hereby amended to read as follows: Section 3."

In the same section, line 3, insert after the word "moose" and before the word "cariboo," the word "elk."

In same section, line 10, printed bill, strike out the figures "1910," and substitute the figures "1907" therefor.

And that, as so amended, the bill do pass.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: Grant C. Angle, A. Hemrich, E. M. Rands.

On motion of Senator Megler, the report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor and Labor Statisticts, to whom was referred Senate bill No. 71, entitled "An act providing for the protection of employes in factories, mills or works where machinery is used, and providing a penalty for its violation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended.

Line 1, of the title, shall be amended by striking out the word "works" and inserting the word "workshops" after the word "or."

Section 1, line 11, of the printed bill, shall be amended as follows: Strike out the words "factory inspector" and insert the words "owner or person in charge" after the second "the."

Section 1, line 14, strike out the word "male."

Section 1, line 15, strike out the words "or female under twenty-one."

Section 2, line 1, insert a comma after the word "wells," strike out the first and second "and;" insert the words "stairways, and" in place of the words "as well as."

Section 2, line 2, strike out the word "stairways."

Section 4 shall be amended to read as follows: "The owner, agent or lessee of any factory, mill or workshop shall provide in each workroom thereof proper and sufficient fire escapes, subject to the approval of the factory inspector."

Section 5, line 1, strike out the words "railroad, street railways" after the word "mill;" insert the words "where machinery is used" after the word "workshop."

Section 5, line 6, insert the words "if he deem it sufficient" after the word "shall."

Section 6, line 3, strike out the words "when said order or notice is" after the words "factory inspector."

Section 6, line 7, insert the words "in the county jail" after the word "imprisonment."

Section 6, line 8, strike out the words "such fine and imprisonment." Strike out all of section 7.

PAUL LAND, Chairman.

We concur in this report: J. J. Smith, J. G. Megler, S. Warburton.

On motion of Senator Preston, the bill with proposed amendments was ordered reprinted and action postponed on it one week.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate bill No. 70, entitled "An act to regulate and limit the hours of employment of females in manufacturing, mechanical, and mercantile establishments, laundries, hotels, and restaurants; to provide for its enforcement and a penalty for its violation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended.

Line 1 of the title, strike out the words "manufacturing" and "and;" insert a comma after "mechanical."

Line 2 of the title, strike out the words "its enforcement."

Line 3 of the title, strike out the word "and."

Section 1 of the printed bill, shall be amended to read as follows: "That no female shall be employed in any mechanical, mercantile establishment, laundry, hotel and restaurant in this state more than fifty-six hours during any one week, and that eight hours shall constitute a day's labor.

Section 2, line 1, strike out the first "such" and "in every room."

Section 2, line 4, strike out "or times" and "dinner or for others," and the letter "s" in "begins" and the letter "s" in "ends."

Section 2, line 5, insert the words "shall be" after the word "notice" at the end of the line.

Section 3, line 2, strike out the word "necessarily."

Section 4, line 3, strike out all of the section after the words "twenty-five dollars" and insert a period in its place.

PAUL LAND, Chairman.

We concur in this report: J. J. Smith, J. G. Megler, S. Warburton.

The bill was recommitted to the committee.

OLYMPIA, WASH., January 28, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 84, entitled "An act providing for the establishment, appointment and regulation of a board of examiners of plumbers, and for the examination and licensing of plumbers, regulating plumbing, and providing a penalty for the violation thereof, and to regulate the sanitary construction of house drainage, plumbing and sewerage in cities of first class,"

and have had the same under consideration, and beg to report the same back to the Senate, and submit herewith a substitute therefor.

Respectfully submitted, S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Geo. D. Schofield, Stanley Hallet, Herman D. Crow, E. M. Rands, C. A. Mantz, W. W. Wilshire.

On motion of Senator Herman D. Crow, the report was adopted.

The substitute bill was read the first time, rules ruspended, bill read second time by title, ordered printed, and placed on general file.

Substitute Senate bill No. 84, by Judiciary Committee: An act providing for the appointment, establishment and regulation of a board of examiners of plumbers, for the examining and licensing of plumbers, and regulating plumbing in cities of the first class, providing a penalty for the violation thereof, and repealing an act entitled "An act to regulate the sanitary construction of house drainage and plumbing in cities of the first class," approved March 16, 1897.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., January 29. 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred Senate bill No. 50, entitled "An act to repeal chapter 86 of the Laws of 1897, relating to negotiable paper," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. C. F. CLAPP, Chairman.

We concur in this report: L. C. Crow and L. B. Andrews.

The report was adopted.

INTRODUCTION OF BILLS.

House bill No. 42, by Mr. Dawes, An act relating to burial by coroners, was read.

On motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the Committee on Judiciary.

Senate bill No. 109, by Senator Hemrich : An act relating to the recovery of damages for injuries caused by the use of intoxicating liquors.

The bill was read the first time ; and, on motion of Senator Hemrich, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 110, by Senator Hemrich : An act for the relief of Mrs. J. H. Stahl.

The bill was read the first time ; and, on motion of Senator Hemrich, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Claims and Auditing.

Senate bill No. 111, by Senator Sharp : An act relating to fees to be collected by the Secretary of State and repealing an act entitled "An act fixing the fees to be paid to the Secretary of State by corporations doing business in this state, and declaring an emergency," approved March 13, 1897, and declaring an emergency.

The bill was read the first time ; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 112, by Senator Welty : An act for the relief of the State Treasurer of the State of Washington.

The bill was read the first time ; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Appropriations.

Senate bill No. 113, by Senator Warburton : An act submitting to the electors of the State of Washington the question of changing location of the seat of government of this state from Olympia to Tacoma.

The bill was read the first time ; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 114, by Senator Warburton : An act appropriating money for the payment of certain judgments against the State of Washington.

The bill was read the first time ; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Claims and Auditing.

Senate bill No. 115, by Senator Andrews : An act to establish a state board of inspection for steam boilers, and for the examination and licensing of engineers, and providing penalties for its violation.

The bill was read the first time ; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Labor and Labor Statistics.

Senate bill No. 116, by Senator Andrews : An act to provide for the purchase of the Washington Legislative Manual for 1901, for the use and benefit of the members of the Legislature, and state and county officials, and making an appropriation therefor.

The bill was read the first time ; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

COMMUNICATIONS FROM THE GOVERNOR.

The following communications were read from the Governor :

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, January 28, 1901.

To the Honorable, the Senate of the State of Washington:

GENTLEMEN—Governor Rogers has this day approved Senate bill No. 4, entitled "An act providing for an additional judge for Spokane county."

Yours respectfully, J. H. PELLETIER,
Governor's Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, WASH., January 28, 1901.

To the Honorable, the Senate of the State of Washington :

GENTLEMEN—I send herewith letter of the Honorable James Laidlaw, H. B. M. Consul for the States of Oregon, Washington and Idaho, who desires me to convey to your honorable body the message of His Imperial Majesty, King Edward, sent him for transmission to your honorable body.

Respectfully submitted.

J. R. ROGERS,
Governor of Washington.

HIS BRITANNIC MAJESTY'S CONSULATE,
PORTLAND, ORE., Jan. 25, 1901.

His Excellency the Honorable J. R. Rogers, Governor of the State of Washington :

SIR—I have the honor to acknowledge receipt of Your Excellency's telegram in reply to mine offering to transmit any resolutions of the Legislature of the State of Washington, touching the lamented death of Her Late Majesty Queen Victoria. Your telegram informs me that the resolutions had already been forwarded to His Majesty's minister at Washington, D. C.

Although not officially advised, I had already informed His Majesty through the Marquis of Lansdowne of the actions of the Legislatures of the three states in my consular district.

I have received the following telegram : "The King desires you to convey his best thanks for condolences and high appreciation of adjournment."

I beg to request that Your Excellency will transmit the message of His Majesty King Edward, to the houses of Legislature.

I have the honor to be, Sir, Your Excellency's most obedient, humble servant,

JAMES LAIDLAW, H. B. M. Consul,
For the States of Oregon, Washington and Idaho.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT :

The House has passed House bill No. 142, providing for the appointment and election of an additional Superior Court judge in King county, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

The following resolution was introduced by Senator Megler, and upon motion adopted :

Resolved, That all clerical employes of the Senate be under the direction of the secretary of the Senate, unless employed on committee work.

GENERAL FILE.

Senate concurrent resolution No. 12, by Senator Preston : Relating to the naming of the battleship to be constructed by Moran Bros., was read the third time.

On motion of Senator Preston, the rules were suspended, the resolution was considered engrossed, placed on its final passage, and passed by the following vote : Yeas 27, nays 0, absent or not voting 7.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Land, LeCrone, Mantz,

Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, Welty, and Wilshire — 27.

Those absent and not voting were: Senators Biggs, Hammer, Hemrich, Moultray, Reser, Sumner, and Tolman — 7.

Senate bill No. 6, by Senator Hallett, An act relating to the taxation of collateral inheritances, was read the third time by sections. -

Senator Hallett moved to amend section 1, line 8 of the printed bill, by striking out the words, "above the sum of five thousand dollars."

The motion carried.

Senator Wilshire moved to amend section 2, in line 2 of the printed bill by striking out the words, "except as provided for in section 1.

The motion carried.

Senator Preston moved to amend section 4, in line 1, by striking out the word, "whenever," and inserting the words, "In the case of" in lieu thereof.

The motion carried.

Senator Hallett moved to amend section 4, in line 4 of the printed bill, by striking out the semicolon after the word "state" and inserting a period in lieu thereof; also to capitalize the word "in" after the said period.

The motion carried.

Senator Wilshire moved to amend section 7, in line 1 of the printed bill, by striking out the word "bequeath" and inserting the word "devise" in lieu thereof.

The motion carried.

Senator Hallett moved to amend section 9, in line 2 of the printed bill, by inserting between the words "them" and "would" the word "which."

The motion carried.

Senator Preston moved to amend section 15, in line 3 of the printed bill, by striking out the words "in a separate column."

The motion carried.

Senator Hallett moved to amend section 16, in line 3 of the printed bill, by striking out between "administrator" and "trustee" the word "or" and inserting a comma in lieu thereof.

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 59, by Senator Warburton, An act to regulate the practice of barbering, and licensing of persons to carry on such practice, and providing punishment for its violation, was read the third time by sections.

Senator Herman D. Crow moved to amend section 5, line 4 of the printed bill, by inserting between the words "in" and "hand" the word "the" and by adding the letter "s" to the word "hand."

The motion carried.

Senator Preston moved to amend section 6, line 3 of the printed bill, by striking out the word "to" and inserting the word "shall" in lieu thereof.

The motion carried.

Senator Schofield moved to amend section 9, line 3 of the printed bill, by striking out the words "the" between the words "and" and "length" and "of" and "time."

The motion carried.

Senator Hall moved to amend section 10, lines 6, 7 and 8 of the printed bill, by striking out "has studied the trade for three (3) years as an apprentice under a qualified and practicing barber in this state, or other states."

The motion was lost.

Senator Mantz moved to amend section 10, line 7 of the printed bill, by striking out the word and figure "three" and "(3)," and inserting the word and figure "two" and "(2)" in lieu thereof.

The motion carried.

Senator Hamilton moved to amend section 10, line 7, of the printed bill, by inserting between the words "under" and "a" the words "or as."

The motion carried.

Senator Preston moved to amend section 14, line 9, of the printed bill, by striking out the words "and the same shall be regranted."

The motion carried.

The bill was referred to Engrossing Committee.

On motion of Senator Land, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Reser and Tolman, excused.

REPORTS OF COMMITTEES ON ENROLLED AND ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 15, entitled "An act providing for the reappraisal of the tide lands in front of the city of Blaine, Whatcom county, State of Washington, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

The House has passed Senate concurrent resolution No. 12, with an amendment, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed Senate bill No. 15, by Senator Moultray, entitled "An act providing for the reappraisal of the tide lands in front of the city of Blaine, Whatcom county, State of Washington."

Senator Warburton invited the Senate to visit Tacoma, Friday, February 1, to view Wright Park.

On motion of Senator Preston, the invitation was accepted.

On motion of Senator Preston, the Senate concurred in House amendment to Senate joint resolution No. 12, by Senator Preston, in relation to the naming of the battleship to be constructed by Moran Bros., by the following vote :

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire — 32.

Those absent or not voting were : Senators Reser and Tolman
— 2.

The following resolution was introduced by Senator Land :

WHEREAS, The Session Laws of 1891 provides for the printing of two thousand (2000) copies of the biennial report of the State Inspector of Coal Mines : Therefore, be it

Resolved, That the State Printer is hereby ordered and authorized to print the same.

The resolution was lost.

The following resolution was introduced by Senator Wilshire :

Resolved, That the secretary of the Senate be instructed and authorized to obtain three copies of the Laws of 1897, for the use of the Senate.

The resolution was adopted.

INTRODUCTION OF BILLS.

Senate memorial No. 6, by Senator L. C. Crow, with reference to Chinese immigration.

The memorial was read the first time ; and, on motion of Senator L. C. Crow, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to the Committee on Memorials.

Senate memorial No. 7, by Senator Moultray, with reference to the entrance of Asiatics into our community.

The memorial was read the first time ; and, on motion of Senator Moultray, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to the Committee on Memorials.

Senate bill No. 117, by Senator Megler : An act to amend sections 6 and 7 of an act entitled " An act for the appointment of a fish commission and defining its duties, and declaring an emergency," approved February 20, 1890, relating to Fish Commissioner.

The bill was read the first time ; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Fisheries.

Senate bill No. 118, by Senator Welty : An act amending section 7049 of Ballinger's Codes and Statutes of Washington, relating to kidnapping.

The bill was read the first time ; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 119, by Senator Mantz : An act providing for a state wagon road, beginning at the upper falls on the Little Pend 'Oreille creek in Stevens county, Washington, thence northerly by the most practicable route to the foot of navigation on Pend 'Oreille river, and to Mataline, thence in a westerly direction to the Sans Poil creek in Ferry county, thence westerly through Okanogan county, over the most practicable route across the summit of the Cascade mountains to a point on the Skagit river opposite the town of Marble Mount in Skagit county, making an appropriation therefor, creating a road commission, and declaring an emergency.

The bill was read the first time ; and, on motion of Senator Mantz, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

GENERAL FILE.

The Senate resolved itself into a committee of the whole to consider Senate bill No. 26, by Senator Sumner, entitled "An act appropriating money for postage and incidentals, and for clerical assistance in the office of the Secretary of State, and declaring an emergency."

The bill was considered in the committee, with Senator Mantz in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Moultray, the report was adopted.

The bill was read the third time by sections, and referred to the Engrossing Committee.

Senate bill No. 53, by Senator Mantz, entitled "An act to amend section 4683 of chapter 3 of the second volume of Ballinger's Annotated Codes and Statutes of Washington," was read the third time, and referred to the Engrossing Committee.

Senate bill No. 12, by Senator Rands, entitled "An act to amend section 6196, relating to settlement of estates without administration, of chapter v of title xxxv of Ballinger's Annotated Codes and Statutes of Washington," was read the third time and referred to the Engrossing Committee.

Senate bill No. 8, by Senator Wilshire, entitled "An act to provide for appeals from the Board of State Land Commissioners, and declaring an emergency," was read the third time and referred to the Engrossing Committee.

Senate bill No. 50, by Senator L. C. Crow, entitled "An act entitled 'An act to repeal chapter 86 of the laws of 1897, relating to negotiable paper,' " was read the third time, and upon motion of Senator Preston, referred to the Judiciary Committee.

On motion of Senator Rands, the Senate adjourned at 3:30 o'clock P. M., until Wednesday, January 30, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

SEVENTEENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, January 30, 1901. }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

Secretary called the roll; all members being present, except Senators Hamilton and Hammer, and Senators Preston, Reser, and Tolman, excused.

Rev. Dr. Glass offered prayer.

Journal of yesterday read and approved.

The following communication from the Federation of Women's Clubs was presented by Senator Wilshire:

To the Senate of the State of Washington, assembled at Olympia:

HONORABLE GENTLEMEN—The following petitioners, representing about two thousand club women, members of the Federation of Women's Clubs of the State of Washington, do petition that your honorable body will act with favor upon the House bill No. 128, "To promote the efficiency of free public libraries, and to create a state library commission, and to appropriate \$2,000 for a traveling library fund."

This traveling library movement has already been inaugurated under the auspices and at the expense of the Federation of Women's Clubs of the State of Washington. These libraries have been, to a slight degree, introduced into our agricultural, mining and lumbering districts and have been received with such favor that we are able to assure your honorable body that this purely philanthropic measure will meet the hearty approval of your constituents who live at remote points where good reading is unobtainable by any other means.

(Signed),

MRS. KATE TURNER HOLMES, President, Seattle.

MRS. MARY M. BROWN, First Vice President, Everett.

MRS. LIDA M. ASHENFELTER, Second Vice President, Spokane.

MRS. E. M. ELWOOD, Recording Secretary, Ellensburg.

MRS. L. S. TUCKER, Corresponding Secretary, Seattle.

MRS. MARY B. STACY THOMPSON, Treasurer, Tacoma.

MISS GRACE ISAACS, Auditor, Walla Walla.

MRS. FLORA COLLIER HALL, First Trustee, North Yakima.

MRS. ANNIE S. CARUSI, Second Trustee, Port Angeles.

In 1893 traveling libraries were inaugurated in New York. In 1898 this one state sent out 534 traveling libraries.

Traveling libraries in some form have been inaugurated as follows: Michigan, in 1895; appropriation, \$2,500 annually. Iowa, in 1895; appropriation, \$2,000 annually. Ohio, in 1896; appropriation, \$4,000 annually. Minnesota, in 1898; appropriation, \$5,000 annually. Maine, in 1898; appropriation, \$2,500 annually. Colorado, in 1896; Illinois, in 1896; Kentucky, in 1896; Massachusetts, in 1896; Nebraska, in 1896; Pennsylvania, in 1896; Virginia, in 1896; Wisconsin, in 1896; Louisiana, in 1897; New Jersey, in 1897; Tennessee, in 1897; Alabama, in 1898; California, in 1898; Connecticut, in 1898; Georgia, in 1898; Kansas, in 1898; Maryland, in 1898; Missouri, in 1898; Utah, in 1898; Arizona, in 1899; Idaho, in 1899; Indiana, in 1899; Montana, in 1899; Texas, in 1899; Vermont, in 1899; Washington, in 1899; Wyoming, in —.

In May, 1899, there were twenty-five hundred traveling libraries, containing 115,000 volumes, scattered in thirty states of the Union.

REPORT OF STANDING COMMITTEES.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 85, entitled "An act regulating contracts of life insurance," have had the same under consideration, and beg to report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

In section 1, line 2, of the printed bill, strike out the words "on and after the first day of August, A. D. 1879," and the comma following them.

In section 1, line 7, of the printed bill, strike out the word "three-fourths" and insert in lieu thereof the word "five-sixths."

In section 2, line 4, of the printed bill, strike out the comma following the word "which," and after the word "which" strike out the words "in case of an ordinary life policy."

In section 2, line 7, of the printed bill, strike out the word "or" after the word "deduction" and insert in lieu thereof the word "of."

In section 2, at the beginning of line 8, of the printed bill, strike out the word "apply" and insert in lieu thereof the word "applied."

In section 3, line 1, of the printed bill, after the word "occur," strike out the word "with" and insert in lieu thereof the word "within."

In section 3, line 2, of the printed bill, after the words "determined by" insert the words "section one of."

In section 3, line 7, of the printed bill, after the word "within" strike out the word "six" and insert in lieu thereof the word "two."

In section 4, line 2, of the printed bill, strike out the word "of" after the word "provision," and insert the word "for" in lieu thereof.

In section 4, line 5, of the printed bill, strike out the figures 5984 and the figure 2, in parentheses, and insert in lieu thereof the words "two hereof."

In section 5, line 1, of the printed bill, insert the word "such" before the word "company."

Make a new section as follows :

"SEC. 6. Whenever an application for a policy of life insurance is made containing a clause of warranty of the truth of the answers therein contained, no misrepresentation or untrue statement in such application made in good faith by the applicant, shall effect a forfeiture of such policy of insurance, unless such misrepresentation or untrue statement relate to some matter material to the risk."

Make a new section as follows :

"SEC. 7. All life insurance policies upon the lives of persons within this state, whether issued by companies organized under the laws of this state, or by foreign companies doing business therein, which contain any reference to the application of the insured or the constitution, by-laws, or other rules of the company, either as forming part of the policy or contract between the parties thereto or having any bearing on said contract, shall contain or have attached to said policies correct copies of the application signed by the applicant, and the constitution and by-laws referred to. Unless so attached and accompanying the policy, no such application, constitution or by-laws shall be received in evidence in any controversy between the parties to or interested in the policy, nor shall such application, constitution or by-laws be considered a part of the policy or contract between such parties."

Respectfully submitted,

S. WARBURTON, Chairman.

We concur in this report: Herman D. Crow, E. M. Rands, W. W. Wilshire, Geo. D. Schofield.

On motion of Senator Warburton, the report was adopted and the bill ordered reprinted as amended.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT :

We, your committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 67, entitled An act for the relief of Charles N. Geiger, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill do pass.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Oliver Hall, Lincoln Davis, C. F. Clapp.

The report was adopted, and on motion of Senator Biggs, referred to Committee on Appropriations.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT :

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 27, entitled "An act relative to and in aid of the construction, maintenance and operation by the United States of America of a ship canal, with proper locks and appurtenances, to connect the waters of lakes Union and Washington, in King county, with Puget Sound," have had the same under consideration and we respectfully report the same back to the Senate with the recommendation that the same do pass with the amendments reported herewith.

Amend title by adding: "And declaring an emergency."

Amend section 1 by adding thereto, at the close thereof: "but said release shall not operate as an assumption of liability on the part of the state of any damage which may result to any private person or corporation," and change the period at the end of section 1.

L. B. ANDREWS, Chairman.

We concur in this report: C. F. Clapp, J. R. Welty, Oliver Hall, Lincoln Davis.

On motion of Senator Hemrich, the bill and report were referred to the Committee on Judiciary.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT :

The speaker of the House has appointed Messrs. Sims, Williams and Starr, members of a joint committee to confer with a like committee from the Oregon Legislature on the subject of fisheries legislation,

Also, Senate bill No. 15.

Also, House joint resolution No. 3.

Also, House joint resolution No. 6.

Also, House concurrent resolution No. 7.

Also, House concurrent resolution No. 8, and the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 53, entitled "An act to amend section 4683 of Ballinger's Annotated Codes and Statutes of Washington, relating to the criminal jurisdiction of justices of the peace," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 8, entitled "An act to provide for appeals from the Board of State Land Commissioners, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 6, entitled "An act relating to the taxation of collateral inheritances," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 26, entitled "An act making a deficiency appropriation for postage and incidentals, and for clerical assistance in the office of the Secretary of State," has been carefully compared with the original thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT.

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 12, entitled "An act to amend section 6196, of Ballinger's Annotated Codes and Statutes of Washington, relating to the settlement of estates without administration," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 59, entitled "An act to regulate the practice of barbering, and licensing of persons to carry on such practice,

and providing punishment for its violation," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted,

C. F. CLAPP, Chairman.

INTRODUCTION OF BILLS.

Senate bill No. 120, by Senator Smith: An act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commissioners, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for the violation thereof; making an appropriation, declaring an emergency, and repealing "An act to provide against the adulteration of food," approved March 13, 1899.

The bill was read the first time; and, on motion of Senator Smith, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

Senate bill No. 121, by Senator Hallett: An act to curtail the propagation of the criminal classes.

The bill was read the first time; and, on motion of Senator Hallett, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Penal and Reformatory Institutions.

Senate bill No. 122, by Senator Welty: An act amending section 2 of chapter 139, Laws of 1895, entitled "An act to authorize cities of the third class to provide for the support of the poor and infirm.

The bill was read the first time; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

GENERAL FILE.

Senate bill No. 53, by Senator Mantz, entitled "An act to amend section 4683 of chapter 3 of the second volume of Ballinger's Annotated Codes and Statutes of Washington."

The bill was placed on its final passage, and passed by the following vote: yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Land, LeCrone, Mantz, Megler, Moul-

tray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner Warburton, Welty, and Wilshire — 26.

Those absent and not voting were: Senators Biggs, Hall, Hamilton, Hammer, Hemrich, Preston, Reser, and Tolman—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 59, by Senator Warburton, entitled "An act to regulate the practice of barbering, and licensing of persons to carry on such practice, and providing punishment for its violation."

The bill was placed on its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire — 26.

Those absent and not voting were: Senators Baker, Clapp, Hall, Hamilton, Hammer, Preston, Reser, and Tolman — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 12, by Senator Rands, entitled "An act to amend section 6196, relating to 'settlement of estates without administration,' of chapter v of title xxxv of Ballinger's Annotated Codes and Statutes of Washington," was placed on its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire—26.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Hamilton, Hammer, Preston, Reser, and Tolman—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 26, by Senator Sumner, entitled "An act appropriating money for postage and incidentals, and for clerical assistance in the office of the Secretary of State," was placed

upon its final passage, and passed by the following vote: Yeas 26, nays 2, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Warburton, Welty, and Wilshire—26.

Those voting nay were: Senators Baker and Smith—2.

Those absent or not voting were: Senators Biggs, Hamilton, Hammer, Preston, Reser, and Tollman—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 8, by Senator Wilshire, entitled "An act to provide for appeals from the Board of State Land Commissioners, and declaring an emergency," was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire—27.

Those absent and not voting were: Senators Biggs, Hamilton, Hammer, Hemrich, Preston, Reser, and Tolman—7.

The emergency clause was passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire—25.

Those absent and not voting were: Senators Biggs, Clapp, Hamilton, Hammer, Hemrich, Land, Preston, Reser, and Tolman—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 6, by Senator Hallet, entitled "An act relating to the taxation of collateral inheritances," was placed on its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire—28.

Those absent and not voting were: Senators Biggs, Hamilton, Hammer, Preston, Reser, and Tolman—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 24, by Senator Angle, entitled "An act to amend section 2 of chapter CXXXVIII, Session Laws of 1899, approved March 14, 1899, relating to game, animals and birds," was read the third time.

Senator Herman D. Crow moved to amend section 1, line 1, by inserting after the words "chapter CXXXVIII" the words, "Session Laws of 1899, approved March 14, 1899, relating to game, animals and birds."

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Andrews, the Senate adjourned at 11:30 A. M., until Thursday, January 31, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

EIGHTEENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Thursday, January 31, 1901. }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Biggs, and Senators Baker, Hemrich, Land, Reser, and Tolman, excused.

Rev. Mr. Badger offered prayer.

The journal of yesterday was read and approved.

The president appointed Senators Smith and Garber on a joint committee, as members of the Senate, to investigate the state offices.

Senator Megler presented a petition from the citizens of Pacific county, asking for a public highway on North Beach, which was read; and, on motion, referred to the Judiciary Committee, with Senate bill No. 35.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA WASH., January 29, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred the bill of the Light and Power Company, of Olympia, to labor wiring capitol building and light service during session of 1901, for the amount of one hundred and sixty-five dollars (\$165), have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that same be paid.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred the bill of H. L. Wiley, for the amount of seventy-three dollars and fifty cents (\$73.50), have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred the bill of the Olympia Hardware Company for the amount of one hundred and five and five one-hundredths (\$105.05) dollars, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted. LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred the bill of the Bancroft-Whitney Company for eighteen (18) sets of Bal-

linger's Annotated Codes, and expressage on same, for the amount of one hundred and eighty-three and twenty-five one-hundredths (\$183.25) dollars, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the bill of M. O'Connor, for one (1) record book, for the amount of \$1.75, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 48, entitled "An act for the relief of Spokane county," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Committee on Appropriations.

ED. S. HAMILTON, Chairman.

We concur in this report: C. F. Clapp, A. Hemrich, A. S. Ruth, Herman D. Crow, E. Baumeister.

On motion of Senator Herman D. Crow, the report was adopted.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 20, entitled "An act repealing section 6 of an act entitled 'An act amending an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington,"'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be approved, and request that it be referred to the Committee on Judiciary for consideration as to form.

ED. S. HAMILTON, Chairman.

We concur in this report: C. F. Clapp, A. Hemrich, A. S. Ruth, Herman D. Crow, E. Baumeister.

MINORITY REPORT.

The undersigned member of the Committee on Public Revenue and Taxation, having under consideration Senate bill No. 20, begs leave to submit a minority report as follows:

That section 2, line 21, of the printed bill, be amended to read as fol-

lows: After the word "by" and before the word "cities" insert the words "incorporated cities and towns in counties containing city or."

That section 2, line 23, be amended by inserting after the word "by" and before the word "cities" the words: "incorporated cities and towns in counties containing a city or."

That section 2, line 24, be amended by inserting after the word "by" and before the word "cities" the words: "incorporated cities and towns in counties containing a city or."

That section 2, line 26, of the printed bill, be amended by inserting after the word "by" and before the word "cities" the words: "incorporated cities and towns in counties containing a city or."

STANLEY HALLETT.

On motion of Senator Herman D. Crow, both majority and minority reports were committed with the bill to the Judiciary Committee.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate bill No. 82, entitled "An act to amend sections 1, 2, 3, 4, 5 and 6, of chapter LXXVII, of the Session Laws of 1899," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred back without recommendation and placed on general file.

We concur in this report: J. J. Smith, J. G. Megler, S. Warburton.

On motion of Senator Warburton, the report was adopted.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred Memorial No. 5, relating to forest reserves, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass. G. GARBER, Chairman.

We concur: L. B. Andrews, E. Baumeister.

OLYMPIA, Wash., January 30, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 22, entitled "An act to amend section 4741, of article II, 'relating to manner of drawing and summoning jurors,' of chapter VIII, of title XXVI, of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and beg to report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title, by inserting, in line 1 thereof, after the figures 4741. the words "of Ballinger's Annotated Codes and Statutes of Washington," by striking out the words "of article II" and the comma following them, by striking out the quotation marks before the word "relating" and after the word "jurors," by striking out the comma after the word "jurors" and inserting in lieu thereof a period, and by striking out all of line 2 of said title.

In section 1, lines 1 and 2, of the printed bill, strike out the words "of article II, relating to manner of drawing and summoning jurors," of chapter VIII, of title XXVI."

In section 1, line 3, of the printed bill, after the word "Washington" insert the words "relating to manner of drawing and summoning jurors."

In section 1, line 7, of the printed bill, insert a comma after the word "persons," and insert after the word "persons" the words "who shall be householders or freeholders."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, W. W. Wilshire, Geo. D. Schofield, Stanley Hallett, E. M. Rands, Herman D. Crow, and C. A. Mantz.

On motion of Senator Rands, the report was adopted.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 27, entitled "An act relative to and in aid of the construction, maintenance and operation by the United States of America, of a ship canal, with proper locks and appurtenances to connect the waters of Lakes Union and Washington, in King county, with Puget Sound," have had the same under consideration, and respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

Amend the title, by striking out the period after the words "Puget Sound" and inserting in lieu thereof a comma, and by adding thereto the words "and declaring an emergency."

In section 1, line 1, of the printed bill, strike out the words "consideration and."

In section 1, line 7, of the printed bill, insert after the word "lands" the words "belonging to."

At the end of section 1, add the following: "But nothing in this act contained shall operate as an assumption of nor create any liability on the part of the state, for any damages which may result to any private person or corporation."

Strike out section 2, and make a new section, as follows:

"SEC. 2. An emergency exists, and this act shall take effect immediately."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harrold Preston, E. M. Rands, Stanley Hallett, W. W. Wilshire, Herman D. Crow, C. A. Mantz.

On motion of Senator Preston, the report was adopted.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 36, entitled "An act for defining larceny from the person and fixing the penalty thereof," have had the same under consideration, and re-

spectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit :

Strike out the word "for" before the word "defining" in the title.

Strike out the word "thereof" at the end of the title, and insert the word "therefor" in lieu thereof.

In section 1, line 3, of the printed bill, strike out the words "for any period."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Stanley Hallett, W. W. Wilshire, Geo. D. Schofield, Herman D. Crow, C. A. Mantz.

On motion of Senator Warburton, the report was adopted.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred Senate bill No. 44, entitled "An act providing for the purchase and completing and furnishing of a state capitol building, and providing for the payment of interest and making an appropriation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows: In section 7, line 1, strike out the words "twenty-five thousand," and insert in lieu thereof the words, "seventeen thousand five hundred," and, as so amended, it be placed on general file.

E. HAMMER, Chairman.

We concur in this report: Oliver Hall, J. G. Megler, J. P. Sharp, Ed. S. Hamilton, Herman D. Crow, L. B. Andrews.

On motion of Senator Hammer, the report was adopted, and upon motion of Senator Ruth, Senate bill No. 44 was made a special order for Monday at 2 P. M., February 4, 1901.

OLYMPIA, WASH., January 30, 1901,

MR. PRESIDENT :

We, your Committee on Educational Institutions, to whom was referred Senate bill No. 80, entitled "An act to establish a state normal school in the county of Pacific, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Appropriations Committee.

Respectfully submitted.

W. R. MOULTRAY, Chairman.

We concur in this report: L. B. Andrews, J. P. Sharp.

MINORITY REPORT.

The undersigned, member of your Committee on Educational Institutions, to whom was referred Senate bill No. 80, relative to the location of the new normal school at South Bend, in Pacific county, beg leave to submit a minority report as follows: That the state now has three normal schools in operation, at New Whatcom, Cheney, and Ellensburg; the one at Ellensburg is in the central portion of the state, and has the largest

and finest buildings, a superior equipment, and ample faculty. The school attendance has materially decreased in numbers the last two years, leaving ample room for any possible demands of the state for some time to come. In view of this fact, and of the enormous demands on the state treasury, and without discussing the merits of the proposition advanced, I think it unwise to further consider any proposition looking towards the increase in number of state institutions at this session.

STANLEY HALLETT.

On motion of Senator Megler, the bill, with both majority and minority reports, was referred to Appropriations Committee.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT :

We, your Committee on Educational Institutions, to whom was referred Senate bill No. 32, entitled "An act to establish a state normal school in the county of Chehalis," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that the same be referred to the Appropriations Committee.

W. R. MOULTRAY, Chairman.

We concur in this report: L. B. Andrews, J. P. Sharp.

MINORITY REPORT.

The undersigned, member of your Committee on Educational Institutions, to whom was referred Senate bill, No. 32, relative to the location of the new normal school at Montesano, in Chehalis county, beg leave to submit a minority report as follows: That the state now has three normal schools in operation, at New Whatcom, Cheney, and Ellensburg. The one at Ellensburg is in the central portion of the state and has the largest and finest buildings, a superior equipment and ample faculty. The school attendance has materially decreased in numbers the last two years, leaving ample room for any possible demands of the state for some time to come. In view of this fact and of the enormous demands on the state treasury, and without discussing the merits of the proposition advanced, I think it unwise to further consider any proposition looking towards the increase in number of the state institutions at this session.

STANLEY HALLETT.

Senator Hallett moved that the report be adopted and both reports be sent to the Appropriations Committee with the bill.

Senator Schofield moved to amend the motion by referring both reports to the Committee on Education.

The amendment was lost.

The motion of Senator Hallett carried.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 142, entitled "An act providing for the appointment and election of one additional judge of the Superior Court of the State of Washington

in and for King county, fixing the term of office, and providing for the election of four judges of said Superior Court at the next general election, and declaring an emergency," have had the same under consideration and beg to report the same back to the Senate with the recommendation that the bill be printed.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Herman D. Crow, Stanley Hallett, E. M. Rands, W. W. Wilshire, Geo. D. Schofield.

On motion of Senator Warburton, the report was adopted.

OLYMPIA; WASH., January 30, 1901.

MR. PRESIDENT :

We, your Committee on Engrossed Bills, respectfully report that the engrossed copy of Senate bill No. 24, entitled "An act to amend section 2, chapter CXXXVIII, Session Laws of 1899," approved March 14, 1899, relating to game animals and birds, has been carefully compared with the original copy thereof and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

INTRODUCTION OF BILLS.

Senate bill No. 123, by Senator Andrews: An act making an appropriation for the support of the Bureau of Immigration (created under an act of the Legislature approved March 19, 1895), and declaring an emergency.

The bill was read the first time; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 124, by Senator LeCrone: An act to compel all persons, firms or corporations, to place the formulas of the ingredients of all patent medicines on the outside of the bottle or package that may contain said medicine, and prescribing a punishment for the failure to do so.

The bill was read the first time; and, on motion of Senator LeCrone, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

Senate bill No. 125, by Senator Herman D. Crow: An act to provide state aid for the construction, improvement and maintenance of public highways.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 126, by Senator Smith: An act to amend sections 14 and 15 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections 97½, 119¼, 119½, 119¾, 120¼, 120½, 120¾ to said act, and declaring an emergency," approved March 15, 1899.

The bill was read the first time; and, on motion of Senator Smith, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 127, by Senator Wilshire: An act relating to the serving and filing of papers in proceedings in the courts.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 128, by Senator Wilshire: An act amending section 6755 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the manner of taking appeals in justices' courts.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 129, by Senator Hamilton: An act to authorize the appointment of boards of visitors for certain state institutions.

The bill was read the first time; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Charitable Institutions.

Senate memorial No. 8, by Senator Smith, petitioning Congress to pass the Grout bill, regulating the sale of oleomargarine.

The memorial was read the first time; and, on motion of Senator Smith, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to the Committee on Memorials.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 16, making a deficiency appropriation for the office of Land Commissioner, and the same is herewith transmitted.

The speaker of the House has appointed Messrs. Falknor, Dawes, and Moore, as members of the joint committee to investigate the state offices.

E. D. COWEN, Chief Clerk.

GENERAL FILE.

Senate bill No. 24, by Senator Angle, entitled "An act to amend section 2 of chapter CXXXVIII, Session Laws of 1899, approved March 14, 1899, relating to game, animals and birds," was taken up and, upon motion of Senator Angle, laid on the table.

Senate bill No. 27, by Senator Andrews, entitled "An act relative to and in aid of the construction, maintenance and operation by the United States of America, of a ship canal with proper locks and apurtenances to connect the waters of Lakes Union and Washington, in King county, with Puget Sound, and declaring an emergency," was read the third time.

Senator Mantz moved to amend section 1, last line of the original bill, by striking out the word "private" before the word "person."

The motion carried.

Senator Rands moved to amend section 1, in last line of original bill, by inserting a comma after the word "person," and by inserting after said comma, the word "company."

The motion carried.

The bill was referred to the Engrossing Committee.

Upon motion of Senator Warburton, the following resolution was taken from the table and adopted:

Resolved, That the President of the Senate appoint a committee of five Senators to visit each of the state educational institutions.

On motion of Senator Andrews, Senate adjourned at 11:30 o'clock A. M., until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Baker, Hemrich, Land, Reser, and Tolman, excused.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 27, entitled "An act relative to, and in aid of the construction, maintenance and operation by the United States of America, of a ship canal with proper locks and appurtenances to connect the waters of Lakes Union and Washington, in King county, with Puget Sound, and declaring an emergency, has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the following bills: Ira C. Otis, for \$23.50; Title Insurance Co., for \$12; Clark N. McLean, \$6, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be allowed.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

OLYMPIA, WASH., January 30, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the following bills: John Wetzel, for \$3; G. Hunt, for \$4.50; V. M. Smith, for \$10, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be allowed.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

On motion of Senator Davis, the report was adopted.

GENERAL FILE.

Senate bill No. 27, by Senator Andrews, entitled "An act relative to and in aid of the construction, maintenance and operation by the United States of America, of a ship canal with proper locks and appurtenances, to connect the waters of Lakes Union and Washington, in King county, with Puget Sound," was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire — 27.

Those absent or not voting were: Senators Baker, Biggs, Hemrich, Land, Reser, Schofield, and Tolman — 7.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire — 27.

Those absent or not voting were: Senators Baker, Biggs, Hemrich, Land, Reser, Schofield, and Tolman — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate memorial No. 5, by Senator Sharp, relating to the supervision and control of the United States forest reserve being withdrawn from the Department of the Interior and placed with the Department of Agriculture, was read the third time.

On motion, the rules were suspended, the memorial considered engrossed, placed upon final passage, and passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Warburton, and Wilshire — 25.

Those absent or not voting were: Senators Baker, Biggs, Crow Herman D., Hemrich, Land, Reser, Schofield, Tolman, and Welty—9.

Senate bill No. 22, by Senator Rands, entitled "An act to amend section 4741 of article II, 'relating to manner of drawing and summoning jurors,' of chapter VIII of title XXVI of Ballinger's Annotated Codes and Statutes of Washington," was read the third time.

Senator Andrews moved to amend section I, line 3, of the printed bill, by striking out the words "so as."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 36, by Senator Cornwell, entitled "An act for defining larceny from the person and fixing the penalty therefor," was read the third time and referred to the Engrossing Committee.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 9, relating to the Grout law.

Also, House bill No. 40, relating to the time for taking appeals to the Supreme Court.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

House concurrent resolution No. 9, by Mr. Edward Brown, relating to Congress passing the bill known as the Grout law, was read.

Upon motion of Senator Herman D. Crow, the resolution was amended by striking out in the second line the word "instructed" and inserting the word "requested" in lieu thereof.

On motion of Senator Megler, the resolution was referred to the Committee on Memorials.

House bill No. 40, by Mr. Dawes: An act relating to the time for appeals to the Supreme Court.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

On motion of Senator Warburton, the Senate adjourned at 2:40 P. M. until Friday, February 1, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

NINETEENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Friday, February 1, 1901. }
10 o'clock, A. M. }

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Baker, Hemrich, Land, Rands, Reser, and Tolman, excused.

Rev. Mr. Badger offered prayer.

The journal of yesterday was read and approved.

Senate joint resolution, by Senator Ruth: Relating to the printing of the report of the State Labor Commissioner.

The resolution was read the first time; and, on motion of Senator Ruth, the rules were suspended, the resolution was read the second time, ordered printed, and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 1, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 78, entitled "An act providing for building a bridge over the Skagit river," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be re-referred to the Appropriations Committee without recommendation.

Respectfully submitted, E. BAUMEISTER, Chairman.

We concur in this report: C. L. Stewart, E. M. Rands, and Lincoln Davis.

On motion of Senator Rands, the report was adopted.

OLYMPIA, WASH., February 1, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 19, entitled "An act to regulate the width of tires upon vehicles used upon public streets, highways and roads," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Section 1, line 3, the date "1906" be changed to "1908."

Section 2, line 7, the date "1906" be changed to "1908."

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: C. L. Stewart, E. M. Rands, and Lincoln Davis.

On motion of Senator Herman D. Crow, the report was adopted.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred Memorial No. 6, relating to the Chinese exclusion act, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

G. GARBER, Chairman.

We concur in this report: L. B. Andrews and E. Baumeister.

The report was adopted.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 101, entitled "An act to amend sections 6500, 6513 and 6514, of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme Court," have had the same under consideration, and respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

In section 1, line 2, of the printed bill, strike out the words "so as" after the word "amended."

In section 1, line 6, of the printed bill, insert the word "any" between the words "from" and "such."

In section 1, line 8, of the printed bill, insert the word "the" before the word "judgment."

In section 1, line 18, of the printed bill, strike out the comma after the word "discharge."

In section 1, line 23, of the printed bill, strike out the word "case" and insert in lieu thereof the word "cause."

In section 1, line 32, of the printed bill, insert the word "not" after the word "law."

In section 2, line 2, of the printed bill, strike out the word "so" before the word "amended," and also strike out the word "as" after the word "amended."

In section 2, line 11, of the printed bill, strike out the word "transmit" and insert in lieu thereof the words "send up."

In section 2, line 12, of the printed bill, strike out the comma and the word "an" after the word "brief" and insert in lieu thereof the word "on," and add the letter "s" to the word "brief."

In section 2, line 13, of the printed bill, strike out the word "transmitted" and insert in lieu thereof the words "sent up," and strike out the word "hereinbefore" and insert the word "hereinbelow" in lieu thereof.

In section 2, line 16, of the printed bill, strike out the word "appellation" and insert in lieu thereof the word "application."

In section 2, line 19, of the printed bill, after the word "record" strike out the word "or" and insert in lieu thereof the word "on," and insert the word "the" before the word "appellant."

In section 2, line 24, of the printed bill, strike out the word "or" after the word "record," and insert the word "on" in lieu thereof.

In section 2, line 27, of the printed bill, strike out the word "a" before the word "part," and change "or" to "on."

In section 3, line 2, of the printed bill, strike out the words "so as" after the word "amended."

In section 3, line 11, of the printed bill, strike out the word "as" after the word "brief," and insert in lieu thereof the word "on."

In section 3, line 12, of the printed bill, strike out the words "within twenty days after the service of respondent's" and insert in lieu thereof the words "not less than ten days prior to the hearing."

In section 3, line 13, of the printed bill, strike out the word "brief."

In section 3, line 18, of the printed bill, strike out the word "applicant's," and insert the word "appellant's."

In section 3, line 19, of the printed bill, strike out the word "two," and insert the word "one."

In section 3, line 20, of the printed bill, strike out the letter "s" in the word "days."

In section 3, line 22, of the printed bill, strike out the word "hereinbefore," and insert in lieu thereof the word "hereinabove."

In section 3, line 23, of the printed bill, insert the word "such" before the word "reply."

In section 3, line 24, of the printed bill, strike out the word "in" before the words "the hearing," and insert in lieu thereof the word "on."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harrold Preston, Stanley Hallett, E. M. Rands, Geo. D. Schofield, W. W. Wilshire, Herman D. Crow, C. A. Mantz.

On motion of Senator Herman D. Crow, the report was adopted.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 102, entitled "An act relating to the powers of judges of the superior court of the State of Washington, and declaring an emergency," have

had the same under consideration, and beg leave to report the same back to the Senate, and respectfully recommend that it do pass as amended, to-wit :

In section 1, line 1, of the printed bill, strike out the words " whose district comprises more than one county," and insert in lieu thereof the words " of the State of Washington."

In section 1, line 2, of the printed bill, strike out the word " the " before the word " county," and insert the word " any " in lieu thereof.

In section 1, line 2, of the printed bill, after the word " county " strike out the words " where he resides," and insert in lieu thereof the words " within his district," and also strike out the letter " a " in parentheses, and insert in lieu thereof the figure 1.

In section 1, line 3, of the printed bill, strike out the letter " b " in parentheses, and insert the figure 2 in lieu thereof.

In section 1, line 5, of the printed bill, strike out the letter " c " in parentheses, and insert in lieu thereof the figure 3.

In section 1, line 8, of the printed bill, insert the word " proper " before the word " county," and after the word " county " strike out the words " where such cases are pending," and insert a semicolon after the word " county."

At the end of section 1, add the following : " *Provided*, That nothing herein contained shall authorize the judge to hear any matter outside of the county wherein the cause or proceeding is pending, except by consent of the parties."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Harold Preston, Stanley Hallett, George D. Schofield, E. M. Rands, W. W. Wilshire, Herman D. Crow, C. A. Mantz.

On motion of Senator Preston, the report was adopted.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

We, your Committee on Corporations other than Municipal, to whom was referred Senate bill No. 61, entitled " An act to create and establish state depositories for the public money, and to regulate the manner of their selection and government," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be reprinted as amended and referred to the Judiciary Committee with the following amendments:

Section 1, line 2, of the printed bill, strike out the word " provided."

Section 1, line 3, of the printed bill, strike out the word " and;" also, strike out the period and substitute in lieu thereof a comma; also insert after the word " act " the following: " *Provided, however*, The naming of state depositories shall in no manner relieve or release the state treasurer upon his official bond."

Section 2, line 2, strike out the figures "\$50,000" and substitute in lieu thereof the words, " twenty-five thousand dollars."

Section 6, line 2, strike out the words, " a bond for the sum of one hundred thousand dollars with " and substitute in lieu thereof the words

“a bond in double the amount of funds to be deposited with such bank, with.”

Section 6, line 6, after the word “depository” insert the following words, “and shall deposit as security with the State Treasurer, government bonds of the United States, state bonds, county bonds or state warrants, at least equal in amount with the deposit received.”

Section 8, line 2, after the word “therefrom” insert the following words, “and surrender all securities held.”

HERMAN D. CROW, Chairman.

We concur in this report: Geo. D. Schofield, C. F. Clapp, S. Warburton, Oliver Hall.

On motion of Senator Schofield, the report was adopted.

OLYMPIA, WASH., February 1, 1901.

MR. PRESIDENT :

We, your Committee on Agriculture, to whom was referred Senate bill No. 21, entitled “An act relating to farmer’s institutes, and making an appropriation,” have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber, O. T. Cornwell.

On motion of Senator Hall, the report was adopted.

OLYMPIA, WASH., February 1, 1901.

MR. PRESIDENT :

We, your Committee on Agriculture, to whom was referred Senate bill No. 33, entitled “An act to provide for the destroying of noxious wild animals in the State of Washington,” etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments: By numbering section 6, and amend section 7 to read “An emergency exists, and this act shall take effect immediately.”

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber, O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully report that Senate concurrent resolution No. 12, by Senator Preston, relating to name of the battleship to be built by Moran Bros., has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully report that the enrolled copy of Senate bill No. 16, entitled “An act appropriating money to cover deficiency for future appraisalment, cruising and advertising

the sale of land and timber on state land," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

Your Committee on Engrossed bills respectfully reports that the engrossed copy of Senate bill No. 36, entitled "An act defining larceny from the person and fixing the penalty therefor," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

Your Committee on Engrossed bills respectfully reports that the engrossed copy of Senate bill No. 22, entitled "An act to amend section 4741 of Ballinger's Annotated Codes and Statutes of Washington, relating to manner of drawing and summoning jurors," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 29, 1901.

MR. PRESIDENT:

The House has passed House bill No. 19, regulating the liability of surviving members of partnerships.

Also, Senate joint memorial No. 3, petitioning Congress for the early passage of the Hanna-Payne subsidy bill.

Also, House bill No. 66, prohibiting a co-partnership from fraudulently accounting in a co-partnership.

Also, House bill No. 77, relating to official bonds.

Also, House bill No. 94, making appropriation for incidentals in the office of Secretary of State.

Also, Senate joint memorial No. 2.

Also, Senate joint memorial No. 4.

Also, Senate concurrent resolution No. 10.

Also, Senate concurrent resolution No. 11.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 130, by Senator Wilshire: An act regulating the sale of spectacles and eyeglasses, providing for licensing the same, and prescribing a penalty for the violation thereof.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

The president signed Senate bill No. 16 and Senate concurrent resolution No. 12.

House bill No. 77, by Mr. Thompson: An act to amend section 1527, volume 1 of Ballinger's Annotated Codes and Statutes of Washington, relating to official bonds.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 94, by Mr. Gorham: An act appropriating money for postage and incidentals, and for clerical assistance in the office of Secretary of State.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 19, by Mr. Britton: An act regulating the liability of surviving members of partnership, and regulating proceedings against the same.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

House bill No. 66, by Mr. Stocking: An act prohibiting a person being a co-partner of another from either fraudulently concealing, or failing to account for any money or property, etc.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

GENERAL FILE.

Senate bill No. 22, by Senator Rands, entitled "An act to amend section 4741 of article 11, relating to manner of drawing and summoning jurors, of chapter VIII of title XXVI of Ballinger's Annotated Codes and Statutes of Washington," was placed upon its final passage, and passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire—25.

Those absent or not voting were: Senators Baker, Biggs, Garber, Hamilton, Hemrich, Land, Reser, Schofield, and Tolman—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 36, by Senator Cornwell, entitled "An act for defining larceny from the person, and fixing the penalty therefor," was placed on its final passage, and passed by the following vote: Yeas 23, nays 0, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire—23.

Those absent or not voting were: Senators Baker, Biggs, Davis, Garber, Hemrich, Land, Moultray, Reser, Schofield, Tolman, and Warburton—11.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Preston, the rules were suspended, and Senate bill No. 27 ordered transmitted immediately to the House.

Senate bill No. 101, by Senator Herman D. Crow, entitled "An act to amend sections 6500, 6513 and 6514 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme Court," was read the third time by sections, and referred to Engrossing Committee.

Senate bill No. 102, by Senator Herman D. Crow, entitled "An act relating to the powers of judges of the Superior Court of the State of Washington, and declaring an emergency," was read the third time by sections.

Senator Herman D. Crow moved to amend section 2, line 2, by striking out the word "approval" and inserting "immediately" in lieu thereof.

The motion carried.

The bill was referred to the Engrossing Committee.

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., January 31, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 73, entitled "An act providing for the repair of the

Snoqualmie Pass wagon road, and appropriating funds therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same is favorably reported and referred to the Committee on Appropriations with the following amendments:

Section 2, line 1, change the word "may" to "shall."

Section 5, line 5, after the word "appropriated" add the following: "Provided, That no part of the money hereby appropriated shall be used for other than construction work."

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: C. L. Stewart, E. M. Rands, and Lincoln Davis.

On motion of Senator Preston, the bill with accompanying report was referred to Appropriation Committee.

COMMUNICATION FROM THE GOVERNOR.

The following communication was received from the Governor:

STATE OF WASHINGTON. EXECUTIVE DEPARTMENT,
OLYMPIA, February 1, 1901.

To the Honorable, the Senate of the State of Washington:

GENTLEMEN—I have the honor to submit herewith an appointment made and not heretofore reported to you for confirmation:

REGENTS, WASHINGTON AGRICULTURAL COLLEGE.

Hon. Herman D. Crow, of Spokane, appointed February 1, 1901, for the unexpired term ending March 9, 1901, vice F. W. D. Mays, of Pomeroy, unconfirmed.

Respectfully,

JOHN R. ROGERS,
Governor of Washington.

On motion of Senator Rands, the appointment of the Governor was confirmed by the following vote, and Senator Herman D. Crow was duly declared a regent of the Washington Agricultural College.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Summer, Warburton, Welty, and Wilshire — 25.

Those absent or not voting were: Senators Baker, Biggs, Crow Herman D., Hammer, Hemrich, Land, Reser, Stewart, and Tolman — 9.

On motion of Senator Megler, the joint committee, appointed to confer with a like committee from the Oregon Legislature on Fisheries, were allowed a stenographer.

On motion of Senator Warburton, the Senate adjourned at 11:30 A. M. until Monday, February 4, 1901, at 1:30 P. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

TWENTY-SECOND DAY.

AFTERNOON SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, February 4, 1901, }
1:30 o'clock P. M.

President McBride called the Senate to order at 1:30 P. M., pursuant to adjournment.

The secretary called the roll; all the members being present except Senators Rands, Reser and Mantz, excused.

Rev. Mr. Sawin offered prayer.

The journal of Friday was read and approved.

Senator Tolman presented a petition from the Ferry county bar, petitioning for relief by the division of the judicial district, consisting of the counties of Lincoln, Douglas, Adams, Chelan, Okanogan, and, upon motion, it was referred to the Judiciary Committee.

Senator Moultray presented a petition from the city council, at Whatcom, petitioning the representatives at Olympia to enable cities of the third class to build sewers at the cost of the property benefited thereby, and, upon motion, it was referred to the Committee on Municipal Corporations.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 101, entitled "An act to amend sections 6500, 6513 and 6514, of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme Court," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 1, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 102, entitled "An act relating to the powers of judges of the Superior Court of the State of Washington, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

INTRODUCTION OF BILLS.

Senate bill No. 131, by Senator Wilshire, by request : An act providing for the early publication and distribution of laws containing an emergency clause.

The bill was read the first time ; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 132, by Senator Wilshire, by request : An act permitting the appointment of corporations as executors, administrators, guardians, trustees, receivers, and assignees, when incorporated for such purpose.

The bill was read the first ; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 133, by Senator Baumeister : An act to amend sections 12 and 13, of an act entitled "An act in relation to attachments and garishments," approved February 3, 1886.

The bill was read the first time ; and, on motion of Senator Baumeister, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 134, by Senator Moultray : An act relating to sales of unpatented mining claims under execution, and the redemption thereof.

The bill was read the first time ; and, on motion of Senator Moultray, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Mines and Mining.

Senate bill No. 135, by Senator L. C. Crow : An act providing for a constitutional amendment, giving to the people of the State of Washington the privilege of initiating laws by petition

or referring laws to the people for their adoption or rejection, otherwise known as direct legislation.

The bill was read the first time; and, on motion of Senator L. C. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Constitution and Constitutional Revision.

GENERAL FILE.

On motion of Senator Warburton, amended Senate bill No. 85, regulating contracts on life insurance, was re-referred to the Judiciary Committee.

Senate bill No. 101, by Senator Herman D. Crow, entitled "An act to amend sections 6500, 6513 and 6514 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme court," was placed on its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting, 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—28.

Those absent or not voting were: Senators Biggs, Hallett, Hamilton, Mantz, Rands, and Reser—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 102, by Senator Herman D. Crow, entitled "An act relating to the powers of judges of the Superior Court of the State of Washington, and declaring an emergency," was placed upon its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—30.

Those absent or not voting were: Senators Biggs, Mantz, Rands, and Reser—4.

The emergency clause passed by the following vote: Yeas, 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow, Herman D., Crow, L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—28.

Those absent or not voting were: Senators Biggs, Land, Mantz, Preston, Rands, and Reser—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate bill No. 84, by Judiciary Committee, entitled "An act providing for the appointment, establishment and regulation of a board of examiners of plumbers," etc., was read the third time by sections.

Senator Warburton moved to amend section 2, line 2, of the printed bill, by striking out the words and figures "5,000 or more" and inserting the words "the first class."

The motion carried.

Senator Herman D. Crow moved to so amend section 3, lines 3, 9 and 13, of the printed bill, that the words "or town" be stricken out.

The motion carried.

Senator Schofield moved to amend section 3, line 13, of the printed bill, by inserting between the words "any" and "city" the word "such."

The motion carried.

Senator Wilshire moved to amend section 4, line 6, of the printed bill, by striking out the word "verify" and inserting the word "certify" in lieu thereof.

The motion carried.

Senator Preston moved to amend section 6, lines 4, 5, and 8, of the printed bill, by striking out the words "or town."

The motion carried.

The bill was referred to the Engrossing Committee.

Substitute Senate bill No. 43, by Judiciary Committee, entitled "An act amending section 4563 of Ballinger's Annotated Codes and Statutes of Washington, relating to the satisfaction of mortgages, and validating satisfactions of mortgages heretofore made," was read the third time by sections.

Senator Preston moved to amend section 1, line 8, of the printed bill, by inserting after the word "writing" the words

“referring to the mortgage by the volume and page of the record thereof or otherwise.”

The motion carried.

Senator Preston moved to amend section 1, line 8, of the printed bill, by striking out the last two words, viz., “the mortgage” and inserting in lieu thereof the word “it.”

The motion carried.

Senator Herman D. Crow moved to amend section 1, line 11, of the printed bill, by inserting between the words “writing” and “purporting” the words, “heretofore recorded and.”

The motion carried.

Senator Smith moved to amend section 1, line 2, in the printed bill, by striking out the words “so as.”

The motion carried.

The bill was referred to the Engrossing Committee.

The time having arrived for consideration of Senate bill No. 44, by Senator Ruth, entitled “An act providing for the purchase and completing and furnishing of a state capitol building, and providing for the payment of interest, and making an appropriation,” which was made a special order for 2:30 o’clock P. M., the Senate resolved itself into a committee of the whole to consider the same.

The bill was considered in the committee of the whole, Senator Megler in the chair, and reported back to the Senate with the recommendation that the bill be made a special order for Thursday, February 7, 1901, at 11 o’clock A. M.

On motion of Senator Warburton, the report was adopted.

Senate bill No. 82, by Senator Hemrich, entitled “An act to amend sections 1, 2, 3, 4, 5 and 6 of chapter LXXVII of the Session Laws of 1899, entitled ‘An act requiring horseshoers to pass examination, and to provide a board of examiners,’ and adding six new sections thereto to be known as sections 7, 8, 9, 10, 11, 12, and providing penalties for the violation thereof,” was read the third time by sections.

Senator Preston moved to amend section 1, lines 1 and 2, of the printed bill, by striking out the words “of chapter LXXVII of the Laws of Washington of the session of 1899” and inserting in lieu thereof the following: “Of an act approved March 13, 1899, entitled ‘An act requiring horseshoers to pass an examination, and providing for a board of examiners.’”

The motion carried.

Senator Angle moved to amend section 1, line 4, of the printed bill, by striking out the words "in any county of this state" and inserting the words "in any city of the first, second or third class in this state," in lieu thereof.

The motion carried.

Senator Sharp moved that the bill be indefinitely postponed.

The motion was lost.

Senator Tolman moved to amend section 1, line 3, of the printed bill, by striking out the word "profession" and inserting the word "trade," in lieu thereof.

The motion carried.

On motion of Senator Warburton, the bill was re-referred to Committee on Labor and Labor Statistics.

Senate bill No. 19, by Senator Herman D. Crow, an act to regulate the width of tires upon vehicles used upon public streets, highways and roads, was, upon motion of Senator Hamilton, referred to Committee on Judiciary.

Senate memorial No. 6, by Senator L. C. Crow, relating to the alien Chinese exclusion act, was read the third time.

Upon motion of Senator L. C. Crow, the memorial was laid on the table.

Senate bill No. 21, by Senator Sharp, An act relating to farmers' institutes and making an appropriation, was, upon motion of Senator Sharp, referred to Committee on Appropriations.

Senate bill No. 33, by Senator Baker, An act to provide for the destroying of noxious wild animals in the State of Washington and appropriating the sum of two thousand dollars therefor, and declaring an emergency, was, upon motion of Senator Welty, referred to Committee on Appropriations.

On motion of Senator Land, the Senate adjourned at 4 o'clock P. M., until Tuesday, February 5, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

TWENTY-THIRD DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, February 5, 1901. }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 A. M., pursuant to adjournment,

The secretary called the roll; all members being present except Senators Biggs, Hamilton, Schofield, and Senators Herman D. Crow, Mantz and Reser excused.

Rev. Mr. Sawin offered prayer.

Journal of yesterday was read and approved.

The following resolution was introduced by Senator Cornwell, and, upon motion, was adopted :

Resolved, That the president of the Senate be and he is hereby authorized to appoint a committee of two to act in conjunction with a committee of the House to be appointed to visit the state penal and reformatory institutions.

The following resolution was introduced by Senator Hammer, and, upon motion, was adopted :

Resolved, That the committee, ordered by the Senate, to visit the educational institutions of the state, be instructed to visit the city of Spokane to examine into the claim of Spokane county regarding double taxation, on which Senate bill No. 48 is based ; that the committee be authorized to employ an expert, and that after their examination, they report the result of same to the Senate.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate memorial No. 4, relating to an appropriation for the Dalles-Celilo Canal, has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate concurrent resolution No. 11, relating to Court of

appeals of Alaska, has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate concurrent resolution No. 10, relating to Alaska, has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate joint memorial No. 2, memorializing Congress for the improvement of the north fork of the Lewis river, has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT.

Your Committee on Enrolled Bills respectfully report that the enrolled copy of Senate memorial No. 3, petitioning Congress for the early passage of the Hanna-Payne subsidy bill, has been carefully compared with the original copy thereof and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

REPORTS OF STANDING COMMITTEES.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 100, entitled "An act to amend section 4530 of Ballinger's Annotated Codes and Statutes of Washington in relation to acknowledgments," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, W. W. Wilshire, Warren W. Tolman.

On motion of Senator Moultray, the report was adopted.

OLYMPIA, WASH., January 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 28, entitled "An act relating to the death warrant, the contents thereof, the return of same and fixing place of execution, and amending section 6993 of chapter XIII of title XXXVIII of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

Amend the title by striking out, after the figures "6993," the words, "of chapter XIII of title XXXVIII," and before the word "Washington" the words "the State of."

In section 1, strike out lines 1, 2 and 3 of the printed bill, and insert in place thereof the following: "That section 6993 of Ballinger's Annotated Codes and Statutes of Washington, relating to death warrants, contents and return thereof, be and the same is hereby amended to read as follows, to-wit:"

In section 1, line 4, of the printed bill, strike out the words "death warrant, contents, return."

In section 1, line 4, of the printed bill, insert after the word "rendered" the words, "and no appeal is taken, or the judgment has been affirmed on appeal."

In section 1, at the end of line 13, of the printed bill, add the word "final."

In section 1, line 23, of the printed bill, strike out the word "time."

In section 1, line 24, of the printed bill, strike out the words "fixed for" before the word "execution," and insert after the word "execution" the following: "pending the issuance of the death warrant the sheriff shall hold the condemned person in safe custody."

Respectfully submitted,

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, W. W. Wilshire, Warren W. Tolman.

On motion of Senator Rands, the report was adopted.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 98, entitled "An act to amend section 3 of an act entitled 'An act to authorize counties, cities and towns to issue bonds to fund their outstanding indebtedness, and to provide for the levy and collection of a specific tax to pay the principal and interest on such bonds, and declaring an emergency,' approved March 22, 1895, being chapter 170, Session Laws of 1895, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

Amend the title by striking out the comma after the words "March 22, 1895," and inserting a period in lieu thereof, and by striking out the balance of the title after the words "March 22, 1895."

In section 1, line 4, of the printed bill, strike out the words "being chapter 170, Session Laws of 1895," and the comma following them.

Strike out section 2.

Respectfully submitted.

S. WARBURTON, CHAIRMAN.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, W. W. Wilshire, Warren W. Tolman.

On motion of Senator Rands, the report was adopted.

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred House bill No. 94, entitled "An act appropriating money for postage and incidentals, and for clerical assistance in the office of the Secretary of State, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that the same be amended as follows: In the title of bill, line 1, printed bill, strike out the words "Appropriating money," and substitute therefor the words "Making a deficiency appropriation," and that, as so amended, the bill do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Oliver Hall, L. B. Andrews, Herman D. Crow, J. P. Sharp.

On motion of Senator Megler, the bill and report were laid upon the table.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 84, entitled "An act providing for the appointment, establishment and regulation of a board of examiners of plumbers," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 43, entitled "An act amending section 4563 of Ballinger's Annotated Codes and Statutes of Washington, relating to the satisfaction of mortgages," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 10, relating to the collection of certain moneys by the Insurance Commissioner.

The speaker of the House has signed Senate bill No. 16.

Also, Senate concurrent resolution No. 7.

Also, Senate concurrent resolution No. 8.

Also, Senate concurrent resolution No. 12. And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 136, by Senator Tolman: An act relating to revenues and taxes on real property which became delinquent during the year 1899 and all years prior thereto, remitting all penalties and interest thereon if paid on or prior to the 1st day of December, 1902, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Public Revenue and Taxation.

Senate bill No. 137, by Senator Hammer: An act amending an act entitled "An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment therefor, and declaring an emergency," approved March 20, 1895, the same being chapter cxvii of the Session Laws of 1895, by adding thereto section 12½ after section 12 of said act.

The bill was read the first time; and, on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Dikes, Drains and Drainage.

Senate bill No. 138, by Senator Hammer: An act amending an act entitled "An act to provide for the establishment and creation of drainage districts, and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency," approved March 20, 1895, the same being chapter cxv of the Session Laws of 1895, by adding thereto section 12½ after section 12 of said act.

The bill was read the first time; and, on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Dikes, Drains and Drainage.

Senate bill No. 139, by Senator Sumner: An act to provide for submitting to the qualified electors of the State of Washington the question of changing the location of the seat of government of said state from the city of Olympia to the city of Everett, and providing for the removal of the seat of government of the state in case two-thirds of the qualified electors of the state voting on the question shall vote in favor of such removal.

The bill was read the first time ; and, on motion of Senator Sumner, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 140, by Senator Baker : An act to annex a portion of Yakima county to the county of Klickitat, defining the boundary lines of Klickitat county, and amending sections 16 and 34 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time ; and, on motion of Senator Baker, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Counties and County Boundaries.

Senate bill No. 141, by Senator Rands : An act to amend sections 9 and 11 of an act entitled "An act to provide for the manner of commencing civil actions in superior courts and bringing the same to trial.

The bill was read the first time ; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

GENERAL FILE.

Substitute Senate bill No. 43, by the Judiciary Committee, entitled "An act amending section 4563 of Ballinger's Annotated Codes and Statutes of Washington, relating to the satisfaction of mortgages, and validating satisfactions of mortgages heretofore made," was placed upon its final passage, and passed by the following vote : Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow L. C., Garber, Hall, Hallet, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire — 25.

Those absent or not voting were: Senators Biggs, Cornwell, Crow Herman D., Davis, Hamilton, Mantz, Reser, Schofield, and Welty — 9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute Senate bill No. 84, by the Judiciary Committee, entitled "An act providing for the appointment, establishment

and regulation of a board of examiners of plumbers, for the examining and licensing of plumbers, and regulating plumbing in cities of the first class, providing a penalty for the violation thereof, and repealing an act entitled 'An act to regulate the sanitary construction of house drainage and plumbing, in cities of the first class,' approved March 16, 1897," was placed on its final passage, and passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hallet, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire — 25.

Senator Baker voted nay.

Those absent or not voting were: Senators Biggs, Crow Herman D., Hall, Hamilton, Mantz, Reser, Schofield, and Welty — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No 100, by Senator Preston, entitled "An act to amend section 4530 of Ballinger's Annotated Codes and Statutes of Washington in relation to acknowledgments," was read the third time, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallet, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—26.

Those absent or not voting were: Senators Baker, Biggs, Crow Herman D., Hamilton, Mantz, Reser, Schofield, and Warburton — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 98, by Senator Rands, entitled "An act to amend section 3 of an act entitled 'An act to authorize counties, cities and towns to issue bonds to fund their outstanding indebtedness, and to provide for the levy and collection of a specific tax to pay the principal and interest on such bonds, and declar-

ing an emergency,' approved March 22, 1895," was read the third time, and referred to the Engrossing Committee.

House concurrent resolution No. 10, by the Insurance Committee, relating to the collection of certain moneys by the Insurance Commissioner, was read.

Upon motion of Senator Wilshire, the resolution was adopted.

Senator Sumner extended an invitation from the citizens of Everett to the legislators and their families to visit Everett on Saturday, February 16, as guests of the city.

Upon motion of Senator Ruth, the invitation was accepted.

The president signed the following: Senate concurrent resolution No. 10, Senate concurrent resolution No. 11, Senate joint memorial No. 2, Senate memorial No. 3, and Senate Memorial No. 4.

Upon motion of Senator Welty, the Senate adjourned at 11 o'clock A. M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Biggs, Hamilton, Hemrich, Moultray, Schofield, and Senators Herman D. Crow, Mantz and Reser, excused.

REPORTS OF STANDING COMMITTEES.

OLYMPIA, WASH., February 4, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 118, entitled "An act amending section 7049 of Ballinger's Codes and Statutes of Washington relating to kidnaping," have had the same under consideration and respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

In section 1, line 1, of the printed bill, after the word "Washington" insert a comma and the words "relating to kidnaping."

In section 1, line 3, of the printed bill, after the words "Section 7049" insert the following:

"Every person who shall steal and take, or forcibly and unlawfully arrest any person and convey such person to parts without the State of Washington, or aid or abet therein, or who shall forcibly and unlawfully take or assist, or aid or abet in forcibly and unlawfully taking or

arresting any person, with intent to take such person to parts without said state, shall be deemed guilty of kidnaping, and upon conviction thereof shall be imprisoned in the penitentiary not more than fourteen nor less than one year, and be fined not more than five thousand dollars nor less than one hundred dollars. And”

In section 1, line 3, of the printed bill, strike out the capital “E” in the word “Every” and insert a small “e” in lieu thereof.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, W. W. Wilshire, E. M. Rands, Warren W. Tolman.

On motion the report was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 98, entitled “An act to amend section 3 of an act entitled ‘An act to authorize counties, cities and towns to issue bonds,’” etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

COMMUNICATION FROM THE GOVERNOR.

The following communications were read from the Governor:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 5, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN — I have the honor to inform you that the Governor has this day approved Senate bill No. 16, entitled “An act appropriating money to cover deficiency for future appraisal, cruising and advertising the sale of land and timber on state land,” etc.

Very respectfully,

J. H. PELLETIER,

Governor's Private Secretary.

STATE OF WASHINGTON EXECUTIVE DEPARTMENT,
OLYMPIA, February 5, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN — I hand you herewith report of the Washington Boundary Commission, which commission was appointed pursuant to the provisions of an act, approved March 3, 1899.

The maps and plats referred to in this report are on file in the office of the Governor.

The matter is respectfully submitted.

J. R. ROGERS, Governor.

INTRODUCTION OF BILLS.

Senate bill No. 142, by Senator Sharp: An act to amend section 7140 of Ballinger's Annotated Codes and Statutes of Washington, relating to trespassing by hunters.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture.

Senate bill No. 143, by Senator Sharp: An act providing for judges and additional judges for the superior courts in various counties in the State of Washington, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 144, by Senator L. C. Crow: An act making an appropriation for stocking the Palouse river with eastern trout.

The bill was read the first time; and, on motion of Senator L. C. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Fisheries.

Senate bill No. 145, by Senator Angle: An act adding section 12½ to an act relating to revenue and taxation, the same being chapter CXXI, Session Laws 1899, approved March 15, 1899.

The bill was read the first time; and, on motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Revenue and Taxation.

GENERAL FILE.

Senate bill No. 28, by Senator Rands, An act relating to the death warrant, the contents thereof, the return of same and fixing place of execution, and amending section 6993 of chapter XIII of title XXXVIII of Ballinger's Annotated Codes and Statutes of the State of Washington," was read the third time.

Senator Rands moved to amend section 1, line 5, of the printed bill by striking out the word "judge" and inserting the word "court" in lieu thereof.

The motion carried.

Senator Wilshire moved to amend section 1, line 23, by inserting between the words "which" and "same" the word "the."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 98, by Senator Rands, An act to amend section 3 of an act entitled "An act to authorize counties, cities and towns to issue bonds to fund their outstanding indebtedness, and to provide for the levy and collection of a specific tax to pay the principal and interest on such bonds, and declaring an emergency," approved March 22, 1895, was placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting, 8.

Those voting yea were Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Megler, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 26.

Those absent or not voting were Senators Biggs, Crow Herman D., Hamilton, Hemrich, Mantz, Moultray, Reser, and Schofield — 8.

There being on objection, the title of the bill was ordered to stand as the title of the act.

Upon motion of Senator Land, the Senate adjourned at 2:45 p. m., until Wednesday, February 6, 1901, at 10 o'clock a. m.

T. P. FISK,
Secretary of the Senate.

HENRY McBRIDE,
President of the Senate.

TWENTY-FOURTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, February 6, 1901. }
10 o'clock, A. M.

President McBride called the Senate to order at the hour of 10 o'clock a. m., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Baumeister and Herman D. Crow, excused.

Rev. A. G. Sawin offered prayer.

The journal of Tuesday was read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER.

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred the bill of T. P. Fisk for \$1.50, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid. LINCOLN DAVIS, Chairman.

We concur in this report : Grant C. Angle, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred Memorial No. 7, relating to Asiatic immigration, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass. G. GARBER, Chairman.

We concur in this report : L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred Memorial No. 8, relating to the Grout bill, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass. G. GARBER, Chairman.

We concur in this report : L. B. Andrews, E. Baumeister.

On motion of Senator Smith the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred House concurrent resolution No. 9, relating to Grout law, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

G. GARBER, Chairman.

We concur in this report : L. B. Andrews, E. Baumeister.

On motion of Senator Andrews, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT :

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 96, entitled " An act for the relief of the grantees of B. Norman, holder of purchase contract No. 233, for the southwest quarter of section thirty-six (36), township seventeen (17) north, of range forty-five (45) E., W. M., " have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendment:

Section 1, is changed to read as follows :

" SEC. 1. That each grantee of B. Norman, for a portion of the southwest quarter of section thirty-six (36), in township seventeen (17) north, of range forty-five (45) E., W.

M., or the successor in interest of such grantee, who shall have his title to the portion granted to him clear of state and county taxes, shall have the right to apply to and receive from the State of Washington, through the proper officials, a deed to the portion of said tract of land so as aforesaid acquired by him from the said B. Norman: *Provided*, That he shall pay to the State of Washington for the same at the price per acre specified in the original contract of the said B. Norman therefor, being contract No. 233, receiving credit for the proper proportion of payments on account of the principal theretofore made to the state by the said B. Norman."

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Oliver Hall, Harold Preston, C. F. Clapp, Lincoln Davis.

Upon motion of Senator Andrews, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on State Penal and Reformatory Institutions, to whom was referred Senate bill No. 121, entitled "An act to curtail the propagation of the criminal classes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

Section 2, line 2, strike out "state veterinarian" and insert "resident physician of the penitentiary."

Line 3, same amendment.

Section 3, line 1, same amendment as above, also strike out "and expenses."

With said amendments we recommend that the bill do pass.

Respectfully submitted.

O. T. CORNWELL, Chairman.

We concur in this report: J. J. Smith, Warren W. Tolman, and S. Warburton.

On motion of Senator Hallet, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Harbor and Harbor Lines, to whom was referred Senate bill No. 72, entitled "An act granting to the city of Seattle, upon conditions, certain shore lands on the west side of Lake Washington in King county, State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended:

Amend by inserting in section 1, line 4, after the word "Seattle" the words "to be used as a public highway and park."

Respectfully submitted.

T. B. SUMNER, Chairman.

We concur in this report: C. F. Clapp, S. M. LeCrone, and A. Hemrich.

On motion of Senator Preston, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Irrigation and Arid Lands, to whom was referred Senate bill No. 91, entitled "An act to provide for the enforcement of decrees of courts regulating the use of waters for irrigation," etc., have had the same under consideration, and we respectfully report

the same back to the Senate with the recommendation that the same do pass.

J. P. SHARP, Chairman.

We concur in this report: G. Garber, L. C. Crow, O. T. Cornwell.

On motion of Senator Sharp, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Irrigation and Arid Lands, to whom was referred Senate bill No. 92, entitled "An act making it a misdemeanor for any person to interfere with any headgate," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

J. P. SHARP, Chairman.

We concur in this report: G. Garber, L. C. Crow, O. T. Cornwell.

On motion of Senator Sharp, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Irrigation and Arid Lands, to whom was referred Senate bill No. 104, entitled "An act requiring persons owning or operating ditches through which water is diverted from natural sources," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. P. SHARP, Chairman.

We concur in this report: G. Garber, L. C. Crow, O. T. Cornwell.

On motion of Senator Sharp, the report was adopted.

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 54, entitled "An act to amend section 5802, of chapter 5, of the second volume of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the following amendments, without recommendation except that the bill be placed on general file:

Amend the title, by striking out the words "of chapter 5 of the second volume," and by inserting after the word "Washington" the words "relating to the institution of criminal proceedings by prosecuting attorneys."

In section 1, line 1, of the printed bill, after the figures "5802," strike out the words "of chapter 5 of the second volume."

In section 1, line 2, of the printed bill, after the word "Washington," insert the words "relating to the institution of criminal proceedings by prosecuting attorneys."

In section 1, line 10, of the printed bill, insert the word "and" before the word "any," and strike out the words "either in custody or on bail" after the word "person."

In section 1, line 12, of the printed bill, after the word "court" insert the words "and is in custody or has been admitted to bail."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Warren W. Tolman, Geo. D. Schofield, W. W. Wilshire, C. A. Mantz.

On motion of Senator Warburton, the report was adopted.

OLYMPIA, WASH., January 5, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 122, entitled "An act amending section 2 of chapter 139, Laws of 1895, entitled 'An act to authorize cities of the third class to provide for the support of the poor and infirm,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title, by striking out the words "chapter 139, Laws of 1895," and inserting in lieu thereof the words "An act approved March 20, 1895," and by putting quotation marks after the word "infirm," at the end of the title.

In section 1, line 1 of the printed bill, strike out the words "chapter 139, Laws of 1895," and insert in lieu thereof the words "an act approved March 20, 1895, entitled 'An act to authorize cities of the third class to provide for the support of the poor and infirm.'"

In section 1, line 2, of the printed bill, insert after the word "may" the words "in its discretion," and strike out the quotation marks before the words "Section 2."

In section 1, line 4, of the printed bill, strike out the colon after the word "year" and insert a period in lieu thereof, and strike out the balance of the section, commencing with the word "Provided."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Warren W. Tolman, Stanley Hallett, W. W. Wilshire, Geo. D. Schofield, C. A. Mantz.

On motion of Senator Welty, the report was adopted.

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 109, entitled "An act amending section 1 of an act entitled 'An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

Strike out the title, and insert a new title, as follows: "An act amending section 2945, and repealing section 2947 of Ballinger's Annotated Codes and Statutes of Washington, relating to damages for injuries arising from the sale of intoxicants."

After the words "Section 1," in line 1 of the printed bill, insert the words "That section 2945 of Ballinger's Annotated Codes and Statutes

of Washington be and is hereby amended to read as follows, to-wit: Section 2945."

In section 1, line 4 of the printed bill, insert after the word "shall" at the end of the line the words "in person, or by agent or employe."

Strike out section 2, and insert in lieu thereof the following:

"SEC. 2. That section 2947 of Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby repealed."

Strike out section 3.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Geo. D. Schofield, W. W. Wilshire, C. A. Mantz.

On motion of Senator Wilshire, the report was adopted.

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 23, entitled "An act repealing an act fixing the venue of actions in justice courts," have have the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that the following bill be substituted in lieu of Senate bill No. 23:

AN ACT to amend an act entitled "An act fixing the venue of actions in justice courts," approved March 7, 1899.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That an act entitled "An act fixing the venue of actions in justice courts," approved March 7, 1899, be amended to read as follows:

Section 1. All civil actions brought before a justice of the peace in counties from the first to the seventh class inclusive, shall be brought in the justice court of the precinct in which one or more of the defendants reside.

And recommend that said substitute bill do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Warren W. Tolman, Geo. D. Schofield, W. W. Wilshire, and C. A. Mantz.

On motion of Senator Rands, the report was adopted.

OLYMPIA, WASH., February 5, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 28, entitled "An act relating to the death warrant," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 118, entitled "An act amending section 7049 of Ballinger's Codes and Statutes of Washington, relating to kidnapping," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT :

The House has passed House bill No. 92, prescribing the number of hours which shall constitute a day's labor in underground mines, smelting and reduction works.

Also, House bill No. 104, amending an act regarding food fish.

The Speaker of the House has signed Senate joint memorial No. 2.

Also, Senate joint memorial No. 3.

Also, Senate joint memorial No. 4.

Also, Senate concurrent resolution No. 10.

Also, Senate concurrent resolution No. 11.

Also, House joint resolution No. 3.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

COMMUNICATION FROM THE GOVERNOR.

The following communication from the Governor was read:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, WASH., February 4, 1901.

To the Honorable the Senate of the State of Washington :

GENTLEMEN — I have the honor to inform you that the Governor has this day approved Senate bill No. 15, entitled "An act providing for the re-appraisal of the tide lands in front of the city of Blaine, Whatcom county, Washington, and declaring an emergency."

Very respectfully,

J. H. PELLETIER.

Governor's Private Secretary.

INTRODUCTION OF BILLS.

Senate bill No. 146, by Senator Mantz: An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed.

The bill was read the first time; and, on motion of Senator Mantz, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Revenue and Taxation.

Senate bill No. 147, by Senator Hall: An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Hall, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Granted, School and Tide Lands.

House bill No. 92, by Mr. Johnson: An act to establish the number of hours to constitute a day's work in underground mines and in smelting and ore reduction works.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Mines and Mining.

House bill No. 104, by Mr. Williams: An act to amend section 8 of an act entitled "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1899.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

GENERAL FILE.

Senate bill No. 28, by Senator Rands, An act relating to the death warrant, the contents thereof, the return of same and fixing place of execution, and amending section 6993 of chapter XIII of title xxxviii of Ballinger's Annotated Codes and Statutes of the State of Washington, was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire — 27.

Those absent or not voting were: Senators Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Ruth, and Warburton — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 118, by Senator Welty, entitled "An act amending section 7049 of Ballinger's Codes and Statutes of Washington, relating to kidnaping," was read the third time by sections. .

Senator L. C. Crow moved to amend section 1, line 10, by striking out the word "fourteen," and inserting the word "twenty," in lieu thereof.

The motion was lost.

The bill was referred to Engrossing Committee.

Senate memorial No. 7, by Senator Moultray, relating to the prohibiting of the entrance of foreigners into the United States, was read the third time, and considered engrossed.

On motion of Senator L. C. Crow, Senate memorial No. 6 was taken off the table to be considered in conjunction with No. 7.

Senate memorial No. 6, by Senator L. C. Crow, relating to the alien Chinese exclusion act, was read the third time.

On motion of Senator Sharp, Senate memorial No. 6 was re-referred to Committee on Memorials, with instructions to strike out the preamble therein.

On motion of Senator Warburton, Senate memorial No. 7 was re-referred to Committee on Memorials.

Senate memorial No. 8, by Senator Smith, relating to the Grout law, was read the third time.

The memorial was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Clapp, Cornwell, Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Reser, Schofield, Sharp, Smith, Sumner, Warburton, Welty, and Wilshire — 25.

Senator Tolman voted nay.

Those absent or not voting were: Senators Baker, Baumeister, Biggs, Crow Herman D., Crow L. C., Moultray, Ruth, and Stewart — 8.

House concurrent resolution No. 9, by Mr. Brown, relating to the Grout law, was read the third time and, on motion, was indefinitely postponed.

Senate bill No. 91, by Senator Sharp, entitled "An act to provide for the enforcement of decrees of courts regulating the use of waters for irrigation, stock and domestic purposes, and making it the duty of sheriffs of the several counties of this state to measure and distribute said waters in accordance therewith and repeal all acts or parts of acts in conflict therewith," was read the third time by sections.

On motion of Senator Sharp, the rules were suspended, the bill considered engrossed, placed upon its final passage, and

passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Schofield, Sharp, Smith, Tolman, Warburton, Welty, and Wilshire—27.

Those absent or not voting were: Senators Baumeister, Biggs, Cornwell, Crow Herman D., Ruth, Stewart, and Sumner—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senator Schofield gave notice that at the proper time he would move to reconsider the vote whereby House concurrent resolution No. 9, by Mr. Brown, relating to the Grout law, was indefinitely postponed.

On motion of Senator Angle, Senate bill No. 24, by Senator Angle, entitled "An act relating to game animals and birds," was taken from the table.

On motion of Senator Rands, the bill was re-referred to the Judiciary Committee.

Senate bill No. 104, by Senator Sharp, entitled "An act requiring persons owning or operating ditches through which water is diverted from natural sources, to place and keep in repair gates and measuring boxes at the head of such ditches, and providing a penalty for non-compliance therewith," was read the third time by sections.

On motion of Senator Sharp, the rules were suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Crow L. C., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—25.

Those absent or not voting were: Senators Baumeister, Biggs, Cornwell, Crow Herman D., Garber, Land, Preston, Reser, and Schofield—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 92, by Senator Sharp, entitled "An act making it a misdemeanor for any person to interfere with any headgate, measuring box or other device used for measuring or distributing water for irrigation, stock or domestic purposes, after the same shall have been adjusted by the sheriff or other proper authority, and providing a penalty therefor; and make the owner or occupant of the premises where such waters are used *prima facie* guilty thereof," was read the third time by sections.

On motion of Senator Sharp, the rules were suspended, the bill was considered engrossed, and placed upon its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were Senators Andrews, Angle, Baker, Clapp, Crow L. C., Davis, Garber, Hall, Hallet, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 28.

Those absent or not voting were: Senators Baumeister, Biggs, Cornwell, Crow Herman D., Hamilton, and Schofield — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Andrews, the Senate adjourned at 11:45 A. M. until 2 o'clock P. M.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Biggs, and Herman D. Crow, excused.

By unanimous consent of the Senate, Senator Schofield moved to reconsider the vote whereby House concurrent resolution No. 9, relating to the Grout law, was indefinitely postponed.

The motion carried.

On motion of Senator Schofield, the resolution was re-referred to the Committee on Memorials.

INTRODUCTION OF BILLS.

Senate bill No. 148, by Senator Davis: An act appropriating money for the White Shield Home, of Tacoma.

The bill was read the first time; and, on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 149, by Senator Rands: An act to create a state board of horticulture, to protect the horticultural interests of the state, making an appropriation therefor; to repeal chapter 6, relating to horticulture, of title 19, of Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture.

Senate bill No. 150, by Senator Smith, by request: An act providing for speedy hearing in Supreme Court of criminal cases, regulating the practice on appeal in such cases, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Smith, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 151, by Senator Biggs: An act to punish the malicious destruction or injury to any lawfully established boom.

The bill was read the first time; and, on motion of Senator Biggs, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Commerce.

Senate bill No. 152, by Senator Biggs: An act to prevent and punish the destruction of marks or brands upon logs and other timber.

The bill was read the first time; and, on motion of Senator Biggs, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Commerce.

GENERAL FILE.

Senate bill No. 118, by Senator Welty, entitled "An act amending section 7049 of Ballinger's Codes and Statutes of

Washington, relating to kidnaping," was placed upon its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow L. C., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—30.

Those absent or not voting were: Senators Biggs, Cornwell, Crow Herman D., and Garber—4.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 96, by Senator Hall, entitled "An act for the relief of the grantees of B. Norman, holder of purchase contract No. 233 for the southwest quarter of section thirty-six (36), township seventeen (17) north, of range forty-five (45) E., W. M.," was read the third time by sections.

Senator Megler moved to amend section 2, line 10, of the printed bill, by striking the word "said."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 72, by Senator Hemrich, entitled "An act granting to the city of Seattle, upon certain conditions, certain shore lands on the west side of lake Washington, in King county, State of Washington," was read the third time by sections.

On motion of Senator Schofield, the bill was re-referred to the Judiciary Committee.

Senate bill No. 121, by Senator Hallett, entitled "An act to curtail the propagation of the criminal classes," was read the third time by sections.

Senator Schofield moved to amend section 1, lines 2 and 3, by striking the words "all persons committed to the State Penitentiary under a sentence of fifteen years or more, or for life."

The motion carried.

Upon motion of Senator Warburton, the bill was re-referred to Judiciary Committee.

Senate bill No. 122, by Senator Welty, An act amending section 2 of chapter CXXXIX, Laws of 1895, entitled "An act to authorize cities of the third class to provide for the support of

the poor and infirm," was read the third time by sections, and referred to the Engrossing Committee.

Senate bill No. 109, by Senator Hemrich, An act amending section 2945 of Ballinger's Annotated Codes and Statutes of Washington, relating to the recovery of damages for injuries caused by the use of intoxicating liquors, etc., was read the third time by sections, and referred to the Engrossing Committee.

Upon motion of Senator Land, Senate bill No. 71, relating to the protection of employes in factories, etc., was taken off the table and placed on general file.

Upon motion of Senator Megler, the Senate adjourned at 2:45 o'clock P. M., until Thursday, February 7, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY McBRIDE,
President of the Senate.

TWENTY-FIFTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Thursday, February 7, 1901. }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Reser, excused.

Rev. Mr. McCallum offered prayer.

The journal of yesterday was read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 5, 1901

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the bill of the Thacker Wood and Manufacturing Co., for \$18.75, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom were referred back Memorials Nos. 6 and 7, relating to the Chinese exclusion act, and Asiatic immigration, have had the same under consideration, and we respectfully report the same back to the Senate, with a substitute, with the recommendation that the same do pass.

Respectfully submitted.

We concur in this report: L. B. Andrews, E. Baumeister.

On motion of Senator Mantz, the report was adopted.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred back House concurrent resolution No. 9, have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

We concur in this report. L. B. Andrews and E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 116, entitled "An act to provide for the purchase of the Washington Legislative Manual for 1901, for the use and benefit of the members of the Legislature, and state and county officials, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

Section 1, line 2, printed bill, after the word "purchase" and before the word "of" insert the words "one thousand copies."

Same section, line 5, printed bill, after the word "following" and before the word "the," insert the words "to each member of our congressional delegates."

Same section, same line, printed bill, strike the capital letter "T" in the word "The" before the word "Governor" and substitute a small letter "t" therefor.

Same section, line 11, after the letters "D. C." at the end of the line, printed bill, add the words "and, also, one copy of said book to each of the judges of the Superior Court of the State of Washington."

Section 2, line 3, printed bill, after the word "library" strike out the words "at Washington."

Same section, line 4, printed bill, after the word "library" strike out the words "at Washington."

Strike out all of section 4.

And, that, as so amended, the bill do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, L. B. Andrews, and J. G. Megler.

On motion of Senator Hammer, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 112, entitled "An act for the relief of the office of State Treasurer of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In the title, printed bill, strike out the words "for the relief of" and substitute therefor the words, "making a deficiency appropriation for," and, as so amended, the bill do pass.

Respectfully submitted,

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, L. B. Andrews, J. G. Megler, Ed. S. Hamilton.

On motion of Senator Hammer, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate resolution ordering the State Printer to print and bind five (5,000) thousand copies of the Second Biennial Report of the State Labor Commissioner, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill hereto attached be substituted for same and that it do pass.

Respectfully submitted,

E. HAMMER, Chairman.

We concur in this report: L. B. Andrews, J. G. Megler, J. P. Sharp, Ed. S. Hamilton.

On motion of Senator Herman D. Crow, the report was adopted, substitute bill ordered printed, and bill read first and second time.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 21, entitled "An act relating to farmers' institutes and making an appropriation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted,

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp (under pressure), L. B. Andrews, J. G. Megler, Ed. S. Hamilton.

On motion of Senator Sharp, the report was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 33, entitled "An act to provide for the destroying of noxious

wild animals in the State of Washington, and appropriating the sum of two thousand dollars therefor, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, L. B. Andrews, J. G. Megler, Ed. S. Hamilton.

On motion of Senator Hammer, the report was adopted.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 109, entitled "An act amending section 2945 and repealing section 2947 of Ballinger's Annotated Codes and Statutes of Washington, relating to damages for injuries arising from the sale of intoxicants," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, February 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 122, entitled "An act amending section 2, of an act approved March 20, 1895, entitled 'An act to authorize cities of the third class to provide for the support of the poor and infirm,'" has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 96, entitled "An act for the relief of the grantees of B. Norman, holder of purchase contract No. 233, for the southwest quarter of section thirty-six (36), township seventeen (17) north, of range forty-five (45) E., W. M.," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 3, making a deficiency appropriation for the maintenance of the Penitentiary and Soldiers' Home.

Also, Senate bill No. 27, relating to the construction of a ship canal between Lake Union and Lake Washington.

Also, House bill No. 9, providing for a uniform system in the public schools.

Also, House bill No. 122, providing relief for the Superintendent of Public Instruction.

Also, House bill No. 60, amending the pilot regulations.

Also, House bill No. 26, fixing the venue of actions in justice courts.

Also, House bill No. 76, relative to establishing free kindergartens.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 153, by Senator Preston: An act in relation to conveyances, mortgages and leases of real estate.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 154, by Senator Tolman: An act authorizing cities of the first class to provide for the drainage and sewerage of such cities, the levy and collection of taxes or assessments, and the issuance of bonds to pay therefor.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Substitute Senate bill No. 155, by Committee on Appropriations: An act ordering the State Printer to print and publish second biennial report of State Labor Commissioner, and appropriating money therefor.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, and ordered printed.

Senate bill No. 156, by Senator Stewart: An act to amend section 12 of an act entitled "An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 12, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of said act; also declaring an emergency," approved in part March 15, 1899, and declaring an emergency.

The bill was read the first time, and, on motion of Senator Stewart, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Education.

House bill No. 9, by Mr. Gunderson: An act to establish a general uniform system of public schools in the State of Washington and repealing chapter VI, of title III, chapter VII, of title V, all of title X except chapter XVII, chapter IV, of title L, all being of volume 1, of Hill's Annotated Statutes and Codes of Washington; also repealing all amendments thereto; also repealing an act entitled "An act concerning the formation of new school districts, changing the boundaries and transferring the territory from one district to another," approved March 9, 1893, also repealing an act entitled "An act to provide for the management and control of State Normal Schools in the State of Washington," approved March 10, 1893, and all amendments thereto; also repealing an act entitled "An act granting to school districts the right to purchase schoolhouse sites of school lands belonging to the State of Washington, of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites and declaring an emergency," approved February 26, 1895, also repealing an act entitled "An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of one and one-half per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor," approved March 1, 1895; also repealing an act entitled "An act to provide for the formation of joint school districts and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency," approved March 13, 1895, "and amending sections 22, 40 and 149 of the Code of Public Instruction, Session Laws of 1897, approved March 4, 1897, and section 39, chapter CXLII, Session Laws of 1899, approved March 14, 1899, and declaring an emergency."

The bill was read the first time; and, on motion of Senator Angle, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

House bill No. 122, by Mr. Philbrick: An act for the relief of

the office of the Superintendent of Public Instruction of the State of Washington.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

House bill No. 60, by Mr. Hastings: An act to amend section 3242 of Ballinger's Annotated Codes and Statutes of Washington, relating to prosecutions for violation of pilot regulations for the Straits of Juan de Fuca, Puget Sound and all American waters pertaining thereto, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Clapp, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 26, by Mr. Stocking: An act amending an act entitled "An act fixing the venue of actions in justice courts," approved March 7, 1899, and fixing the jurisdiction of justice courts, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 76, by Mr. Comstock: An act to empower the school board of any district to establish and maintain free kindergartens for the instruction of children between three and six years of age.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

Senate memorial No. 9, (substitute for Senate memorials Nos. 6 and 7) by Committee on Memorials: Relating to Chinese exclusion act.

The memorial was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the memorial was read the second time by title, and ordered printed.

On motion of Senator Megler, Senate bill No. 155, relating to printing of the biennial report, was given the right-of-way at the printing office.

GENERAL FILE.

Senate bill No. 109, by Senator Hemrich, entitled "An act amending section 2945 of Ballinger's Annotated Codes and Stat-

utes of the State of Washington, relating to damages for injuries arising from the sale of intoxicants," was placed upon its final passage, and failed to pass by the following vote: Yeas 9, nays 19, absent or not voting 6.

Those voting yea were: Senators Baker, Clapp, Davis, Hemrich, Preston, Schofield, Sumner, Warburton, and Wilshire—9.

Those voting nay were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Hall, Hallett Hamilton, Hammer, Land, LeCrone, Megler, Rands, Sharp, Smith, Stewart, Tolman, and Welty—19.

Those absent or not voting were: Senators Biggs, Garber, Mantz, Moultray, Reser, and Ruth—6.

Senate bill No. 122, by Senator Welty, entitled "An act amending section 2 of chapter CXXXIX, Laws of 1895, entitled 'An act to authorize cities of the third class to provide for the support of the poor and infirm'," was placed upon its final passage, and passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—29.

Those absent or not voting were: Senators Biggs, Moultray, Reser, Ruth, and Warburton—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The time having arrived for consideration of Senate bill No. 44 (made special order for this hour), by Senator Ruth, entitled "An act providing for the purchase and completing and furnishing of a state capitol building, and providing for the payment of interest and making an appropriation," the Senate resolved itself into a committee of the whole to consider the same.

The bill was considered in the committee of the whole, Senator Megler in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

Amend section 2, line 5, of the printed bill, by striking out the word "shall," and inserting the word "may," in lieu thereof.

Amend section 7, line 1, of the printed bill, by striking out the words "twenty-five thousand," and inserting the words "seventeen thousand, five hundred," in lieu thereof.

Add to section 7, as follows: "*Provided*, That the guaranty of interest on warrants as herein provided in section 6 of this act, shall not apply to warrants heretofore issued upon the state capitol building fund."

On motion of Senator Ruth, the report was adopted.

Senate bill No. 44 was read the third time by sections as amended.

Senator Rands moved to amend section 8, line 3, by inserting after the word "dollars" the words "or so much thereof as may be necessary."

The motion carried.

The bill was referred to the Engrossing Committee.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 44, entitled "An act providing for the purchase, completion and furnishing of a state capitol building," etc., has been carefully compared with the original copy thereof, as amended and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

Senate bill No. 44 was placed upon its final passage, and passed by the following vote: Yeas 19, nays 13, absent or not voting 1, excused 1.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Hemrich, Land, Mantz, Megler, Preston, Rands, Ruth, Schofield, Smith, Welty, and Wilshire—19.

Those voting nay were: Senators Baumeister, Davis, Garber, Hall, Hallett, Hammer, LeCrone, Moultray, Sharp, Stewart, Sumner, Tolman, and Warburton—13.

Absent or not voting, Senator Reser.

Senator Hamilton was excused from voting.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the Senate adjourned at 12:10 P. M., until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present.

Senate bill No. 96, by Senator Hall, entitled "An act for the relief of the grantees of B. Norman, holder of purchase contract No. 233 for the southwest quarter of section thirty-six (36), township seventeen (17) north, of range forty-five (45) E., W. M.," was placed upon its final passage, and passed by the following vote: Yeas 32, nays 0, absent or not voting 2.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—32.

Those absent or not voting were: Senators Biggs, and Warburton—2.

There being no objection, the title of the bill was ordered to stand as the title to the act.

Senate bill No. 54, by Senator Mantz, entitled "An act to amend section 6802 of chapter 5 of the second volume of Ballinger's Annotated Codes and Statutes of Washington," was read the third time by sections, and referred to the Engrossing Committee.

Senate bill No. 71, by Senator Land, entitled "An act providing for the protection of employes in factories, mills or workshops where machinery is used, and providing penalties for its violation," was read the third time by sections.

Senator Preston moved to amend section 1, line 2, of the printed bill by striking the words "storehouses, warerooms or stores."

The motion carried.

Senator Megler moved to amend section 1, line 2, of the printed bill, by striking the comma after the word "mills" and inserting the word "or" in lieu thereof.

The motion carried.

Senator Preston moved to amend section 6, line 2, of the printed bill by inserting between the words "any" and "order" the word "reasonable."

The motion carried.

The bill was referred to the Engrossing Committee.

The time having arrived for special consideration of Senate bill No. 2, by Senator Preston, entitled "An act to establish a railroad and transportation commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger service and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and the railroads, and afford railroad companies and other parties adequate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement," the Senate resolved itself into a committee of the whole to consider the same.

The bill was considered in the committee of the whole, Senator Megler in the chair, and reported back to the Senate, recommending the following amendments:

Amend section 1, division *d*, line 42, of the printed bill, by striking out the word "three" and inserting the word "four" in lieu thereof.

Amend section 2, line 4, of the printed bill, by striking out the words "fifteen hundred" and inserting the words "two thousand" in lieu thereof.

Amend section 2, lines 14 and 15, of the printed bill, by striking out the words "at some place to be selected by themselves" and inserting the words "at the seat of the state government" in lieu thereof.

Amend section 8, line 24, of the printed bill as follows: Change the period to a comma, and add the following after the comma: "but the defendant railway may thereafter petition for and obtain a modification of the decree by reason of any change of circumstances occurring after the decree such as to render the rule, order, regulation, rate or classification involved unreasonable in the constitutional sense in this section above expressed."

Amend section 24, line 5, of the printed bill, by striking the blank; and in line 6, by striking the word "commissioners" and inserting the word "commissioner" in lieu thereof.

Amend section 27, line 2, by striking the word "thirty" and inserting the word "thirty-six" in lieu thereof.

Amend section 28 by striking the figures and parentheses numbering sections therein.

On motion of Senator Preston, the report was adopted.

The bill was read the third time by sections.

Senator L. C. Crow moved to amend section 1, of the printed bill, as follows :

Amend section 1 by striking out the first paragraph thereof and inserting in lieu thereof the following :

“SECTION 1. That a railroad and transportation commission is hereby created, to be composed of three persons, to be appointed by the Governor. Within thirty days after this enactment shall go into effect three commissioners shall be appointed ; one for the term of six years, one for the term of four years, and one for the term of two years, and thereafter the term of each commissioner shall be six years from the date of the expiration of the term of his predecessor. The Governor shall fill all vacancies by appointment, and each commissioner shall hold office until his successor shall have been appointed and qualified. A commissioner may be removed by the Governor for any cause which he shall deem sufficient, which power of removal shall be absolute, and there shall be no right to any review of the same in any court whatsoever. The cause or causes for such removal shall be set forth by the Governor in a written statement which shall immediately be filed with the Secretary of State.”

Roll call was demanded by Senators Warburton, Schofield, Tolman, L. C. Crow, Moultray, and Mantz.

The roll was called, and the amendment was lost by the following vote.

Those voting yea were : Senators Biggs, Crow L. C., Garber, Hallet, Land, Mantz, and Tolman — 7.

Those voting nay were : Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire — 27.

Senator Moultray moved to amend section 25, of the printed bill, as follows : Amend section 25, subdivision *a*, line 10, of the printed bill, by changing the period to a comma, and adding the words : “nor for the period of five years following its enactment to any railway of less length than seventy miles, which is now in course of construction or may be constructed within the next five years, whether the same be an independent line or a branch or extension of an existing line of railway, nor to any railway of

less length than seventy miles which has been re-constructed wholly or in a large part within the period of three years last past."

Roll call was demanded by Senators Moultray, Mantz, Hallet, Wilshire, Hamilton, and Schofield.

The roll was called, and the amendment was lost by the following vote.

Those voting yea were: Senators Angle, Crow Herman D., Garber, Hall, Hallet, Hammer, Mantz, Megler, Moultray, Preston, Smith, Sumner, Tolman, Welty, and Wilshire — 15.

Those voting nay were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Davis, Hamilton, Hemrich, Land, LeCrone, Rands, Reser, Ruth, Schofield, Sharp, Stewart, and Warburton — 19.

Senator Biggs moved to add a section to the bill, as follows:

SEC. 29. Nothing in this act contained shall apply to any railroad within the state which does not exceed seventy-five miles in length.

The motion was lost.

The bill was referred to the Engrossing Committee.

On motion of Senator Sharp, the Senate adjourned at 4:45 o'clock P. M. until Friday, February 8, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

TWENTY-SIXTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Friday, February 8, 1901. }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present.

Rev. Mr. McCallum offered prayer.

The journal of yesterday was read and approved.

Senator Welty presented a petition adopted by the Windom

and Eden Prairie Good Roads Club, relating to empowering the Lieutenant Governor and the Commissioner of Public Lands to act as members of a state highway commission, which was read and referred to the Judiciary Committee.

The president appointed Senators Warburton, Sumner, Mantz, Welty, and Baker as a committee of five to visit and investigate the educational institutions.

The president appointed Senators Cornwell and Hamilton as a committee of two, to act in conjunction with the House committee, to visit state penal and reformatory institutions.

Senator Rands introduced Senate concurrent resolution No. 13: Relating to an advisory committee of two hold-over senators to be appointed by the president, and one member from the House to be appointed by the speaker, to serve without compensation, to investigate the expenditures of all appropriations made by this Legislature.

The resolution was read and referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT :

We, your Committee on State Charitable Institutions, to whom was referred Senate bill No. 45, entitled "An act providing for admission to the Soldiers' Home, of veterans of the Indian war of 1855-6, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended.

Amend title of the printed bill by inserting the word "of" after the words "Soldiers' Home."

Amend section 1, line 1, of printed bill, by striking out the words "the men," and inserting in lieu thereof "any man."

Amend section 1, line 2, of printed bill, by inserting the word "a" after the word "as," also insert the word "or" in lieu of the word "and."

In section 1, line 3, of printed bill, strike out the word "or" after the word "territory," and insert the words "of Washington" after the word "territory."

In section 1, line 3, of printed bill, insert the word "Washington" after the word "the" and before the words "Soldiers' Home."

In section 1, line 4, of printed bill, insert the word "Washington" after the words "Pierce county."

In section 1, line 5, of printed bill, strike out the "period" after the word institution, and insert in lieu thereof a "comma."

In section 1, line 5, strike out all of the emergency clause.

In section 1, line 5, of the printed bill, insert after the word "institutions" the following clause: "And submitting to the commandant and the board having charge of the said institution sufficient evidence to satisfy them that he has served in said war, as hereinbefore provided."

Respectfully submitted,

E. M. RANDS, Chairman.

We concur in this report: S. M. LeCrone, Stanley Hallett, Lincoln Davis, G. Garber.

On the motion of Senator Hamilton, the bill with the report was referred to the Committee on Appropriations.

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred Senate bill No. 114, entitled "An act appropriating money for the payment of certain judgments against the State of Washington for the amount of \$12,523.39," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass for the following amounts: John Munro, \$21.82; Gwin Hicks, \$3,141.58; Mary F. Thurston, \$18.85; William R. Boone \$9,341.14.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 24, entitled "An act to amend sections 2, 3, 12, 13 and 15 of an act entitled 'An act for the protection of game animals and birds, and song birds, and to define and punish as misdemeanors all violations thereof, vesting the county commissioners with authority to appoint game wardens, defining their duties, fixing their compensation and defining the duties of certain county, precinct and municipal peace officers, and repealing sections 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 271, 272, of Penal Code of the State of Washington,' approved March 11, 1897, also amending section 2, of chapter CXXXVIII, Session Laws of 1899, approved March 14, 1899," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the substitute bill submitted herewith be substituted for said Senate bill No. 24, and with the further recommendation that said substitute bill do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, Herman D. Crow, C. A. Mantz, W. W. Wilshire.

On motion of Senator Herman D. Crow, the report was adopted, and the substitute bill was read the first and second time by title, ordered printed, and placed on general file.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 71, entitled "An act providing for the protection of employes in factories, mills or workshops where machinery is used, and providing penalties for its violation," have been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 2, entitled "An act to establish a railroad and transportation commission for the State of Washington," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 54, entitled "An act to amend section 6802, of Ballinger's Annotated Codes and Statutes of Washington, relating to the institution of criminal proceedings by prosecuting attorneys," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 7 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 27, entitled "An act relative to, and in aid of the construction, maintenance and operation by the United States of America, of a ship canal," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

To the Senate and House of Representatives of the State of Washington :

Your Joint Committee appointed to meet a like committee appointed by the Legislative assembly of the State of Oregon, beg leave to report that we met in joint convention at Portland, Oregon, and agreed upon the following amendments to concurrent laws governing the fishing industry on the Columbia river and its tributaries, namely :

Extending the open season for fishing five days, namely, from August 10 to August 15. Also enacting a Sunday close time, namely, from 6 P. M. Saturday to 6 P. M. Sunday during the Columbia river spring open season.

We also agreed to introduce a new bill relating to the protection of spawning fish on shallows or spawning beds.

Respectfully submitted.

J. G. MEGLER,
E. M. RANDS,
L. M. SIMS,
W. B. STARR,
W. R. WILLIAMS.

On motion of Senator Megler, the report was accepted and referred to the Committee on Fisheries for their guidance.

To the Legislature of the State of Washington:

We, your committee appointed in accordance with House concurrent resolution No. —, to investigate the executive offices, beg leave to report as follows:

That we have made a preliminary examination of said offices, and listened to statements of responsible persons concerning the administration of the same, and from such examination and statements have reached the conclusion that it is an absolute impossibility to perform the work assigned this committee within the time specified by said concurrent resolution in a manner at all satisfactory to this legislature, or to this committee.

We further find that an investigation such as contemplated in said concurrent resolution would require the employment of a force of at least five competent clerks and other assistants for a period of six months, requiring an expenditure of five thousand (\$5,000) dollars.

In conjunction with this report your committee respectfully recommend that a committee of three, consisting of one member of the Senate and two members of the House be appointed to act in conjunction with the Attorney-General in the conduct of such proposed investigation, and that said committee shall be bi-partisan and shall submit its report to the next legislature.

Respectfully submitted.

J. J. SMITH, Chairman.

We concur in this report: G. Garber, C. J. Moore, A. J. Falknor, J. H. Dawes.

On motion of Senator Smith, the report was accepted, placed on general file, and the committee discharged.

INTRODUCTION OF BILLS.

Substitute Senate bill No. 24, by Judiciary Committee: An act to amend section 7345 of Ballinger's Annotated Codes and Statutes of Washington, relating to the closed season for moose.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 157, by Senator Rands: An act to amend Section 1749, of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Revenue and Taxation.

Senate bill No. 158, by Senator Rands: An act amending an act relating to revenue and taxation, approved March 15, 1899.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Revenue and Taxation.

Senate bill No. 159, by Senator Angle: An act providing for the establishment of the boundary lines between oyster or other tide lands of an individual, company or corporation and the lands or waters of the State of Washington, and the establishment of permanent marks or monuments thereon.

The bill was read the first time; and, on motion of Senator Angle, the rules were suspended, the bill read the second time by title, ordered printed, and referred to the Committee on State, Granted, School and Tide Lands.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT :

The House has passed Senate bill No. 64.

Also Senate bill No. 30, with the following amendments :

Strike out the word "crime" in the title and substitute therefor the word "misdemeanor."

Strike out the word "dissuade" in line 1, of the printed bill.

In line 2, of the printed bill, insert after the word "hinder" the word "or" and strike out the word "dissuade."

Also, Senate bill No. 18.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed Senate bill No. 27.

On motion, the Senate refused to concur in the House amendments to Senate bill No. 30.

On motion, the Senate concurred in House amendments to Senate bill No. 3 by the following vote :

Those voting yea were : Senators Andrews, Angle, Baumeister,

Clapp, Cornwell, Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston Rands, Reser, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Welty—26

Those voting nay were: Senators Biggs, Crow Herman D., and Smith—3.

Those absent or not voting were: Senators Baker, Crow L. C., LeCrone, Warburton, and Wilshire—5.

GENERAL FILE.

Senator Hemrich moved that Senate bill No. 71, by Senator Land, relating to protection of employes in factories, etc., be referred to the Committee on Manufactures, for the purpose of inspecting and making changes in section 5 of the bill.

Roll call was demanded by Senators Land, Ruth, Hamilton, Preston, Crow L. C., and Tolman.

The roll was called, and the motion was lost by the following vote:

Those voting yea were: Senators Angle, Baumeister, Cornwell, Crow Herman D., Davis, Garber, Hemrich, Preston, Reser, Schofield, Smith, and Warburton—12.

Those voting nay were: Senators Andrews, Baker, Biggs, Clapp, Crow L. C., Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Sharp, Stewart, Sumner, Tolman, and Welty—21.

Absent or not voting, Senator Wilshire.

Senator Preston moved that the bill be referred to the Judiciary Committee.

The motion was lost.

On motion of Senator Land, the Senate reconsidered the vote by which the Senate refused to refer the bill to the Judiciary Committee.

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

On motion of Senator Mantz, Senate bill No. 54, by Senator Mantz, amending section 6802, of chapter 5, of the second volume of Ballinger's Annotated Codes and Statutes of Washington, was made a special order for 2:30 o'clock P. M., on Monday, February 11, 1901.

Senate bill No. 112, by Senator Welty, entitled "An act making a deficiency appropriation for the office of State Treasurer of the State of Washington," was read the third time.

The Senate resolved its into a committee of the whole to consider Senate bills Nos. 112 and 116.

The bills were considered in the committee of the whole, Senator Megler in the chair, and reported back to the Senate as follows:

That Senate bill No. 112 be recommended to pass.

That Senate bill No. 116 be amended in section 1, line 7, by inserting after the word "lands" the words "adjutant general," and that it be recommended not to pass.

On motion of Senator Baker, the reports were adopted.

Senate bill No. 112 was placed upon its final passage and passed by the following vote: Yeas 25, nay 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Stewart, Tolman, and Welty—25.

Those voting nay were: Senators Baker and Smith—2.

Those absent and not voting were: Senators Crow L. C., Hemrich, Land, Rands, Sumner, Warburton and Wilshire—7.

On motion of Senator Megler, the Senate adjourned at 12 o'clock until this afternoon at 2.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll, all members being present.

GENERAL FILE.

Senate memorial No. 9, relating to the Asiatic exclusion act, was read the third time, and considered engrossed.

Substitute Senate bill No. 23, by the Judiciary Committee, entitled "An act to amend an act entitled 'An act fixing the venue of actions in justice courts,' approved March 7, 1899," was read the third time and considered engrossed.

The Senate resolved itself into a committee of the whole to consider Senate bill No. 114, by Senator Warburton, entitled "An act appropriating money for the payment of certain judgments against the State of Washington."

The bill was considered in the committee of the whole, Senator Megler in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Davis, the report was adopted.

Senate bill No. 114 was read the third time, and considered engrossed.

Senator Angle introduced the following resolution:

Resolved, That the State Printer is hereby ordered to print and bind two thousand copies of the second biennial report of the State Labor Commissioner, or so much of said report as the state printing board may deem proper for the information of the public; payment for same to be made from the general printing appropriation.

Senator Angle moved that the resolution be adopted and that it, with Senate bill No. 155, be referred to the Committee on Appropriations.

The motion was lost.

The Senate resolved itself into a Committee of the Whole to consider Senate bill No. 155, by Committee on Appropriations, entitled "An act ordering the state printer to print and publish second biennial report of state labor commissioner, and appropriating money therefor."

The bill was considered in the Committee of the Whole, with Senator Wilshire in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Andrews, the report was adopted.

Senate bill No. 155 was read the third time.

Senator Megler moved to amend section 1, line 2, of the printed bill, by striking the words "labor commissioner" and inserting "Board of Printing" in lieu thereof.

The motion carried.

Senator Rands moved to amend section 1, line 3, of the printed bill, by adding thereto the words "the cost not to exceed the sum hereinafter named."

The motion carried.

The bill was referred to the Engrossing Committee.

The time having arrived for final consideration of Senate bill

No. 2, call of the Senate was demanded by Senators Warburton, Moultray and Tolman.

The roll was called, all members being present.

Senate bill No. 2, by Senator Preston, of King, relating to establishing a railroad and transportation commission, was placed upon its final passage.

Senator Preston after voting yea, and after the roll was called, but before the announcement thereof by the president, changed his vote from yea to nay for the express and only purpose then announced, of at the proper time giving notice of and moving a reconsideration of the vote by which the bill failed to pass.

Senate bill No. 2 failed to pass by the following vote: Yeas 14, Nays 20.

Those voting yea were: Senators Angle, Crow Herman D., Garber, Hall, Hallet, Hammer, Mantz, Megler, Moultray, Sharp, Sumner, Tolman, Welty, and Wilshire—14.

Those voting nay were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Davis, Hamilton, Hemrich, Land, LeCrone, Preston, Rands, Reser, Ruth, Schofield, Smith, Stewart, and Warburton—20.

House concurrent resolution No. 9, relating to the Grout law, was read the third time.

Senate memorial No. 9 was placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Welty, and Wilshire—26.

Those absent or not voting were: Senators Baumeister, Biggs, Clapp, Cornwell, Megler, Sumner, Tolman, and Warburton—8.

Senate bill No. 114 was placed upon its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Mantz, Megler, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, Welty, and Wilshire—28.

Those absent or not voting were: Senators Cornwell, Land, LeCrone, Rands, Sumner, and Tolman—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate substitute bill No. 23 was placed upon its final passage, and passed by the following vote: Yeas 26, nays 3, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Tolman, Warburton, Welty, and Wilshire—26.

Those voting nay were: Senators Biggs, Moultray, and Smith—3.

Those absent or not voting were: Senators Baker, Clapp, Hamilton, Reser, and Sumner—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

The House refuses to recede from amendments to Senate bill No. 30, and the Speaker has appointed Messrs. Falknor, Fairchild and Rawson, as a committee of conference on the bill.

The Speaker of the House has signed Senate bill No. 27, and the same is herewith transmitted. E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 3, entitled "An act making deficiency appropriations for the maintenance of the State Penitentiary and the Soldiers' Home," has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

Upon request of Senator Hamilton, he was excused from the committee to visit the State Penal and Reformatory Institutions, and Senator Hammer substituted therefor.

The president appointed Senators Preston, Schofield and Warburton as a conference committee to confer with a like

committee from the House with reference to House amendments to Senate bill No. 30.

The president signed Senate bill No. 3.

On motion of Senator Ruth, the Senate adjourned at 3 o'clock P. M., until Monday, February 11, 1901, at 2 o'clock P. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

TWENTY-NINTH DAY.

AFTERNOON SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, February 11, 1901. }
2 o'clock P. M.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Schofield, Sumner and Senators Wilshire, Cornwell, L. C. Crow and Hammer excused.

Rev. Mr. Treisch offered prayer.

The journal of Friday was read and approved.

Senator Preston gave notice that at the proper time he would move to reconsider the vote whereby Senate bill No. 2 failed to pass.

Senator Megler introduced concurrent resolution No. 14, inviting the Legislature of Idaho to visit the Legislature of Washington.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 155 has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the following bills: J. G. Megler, \$32; E. M. Rands, \$32; and O. L. Ingram, \$32; have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle and Stanley Hallett.

On motion of Senator Warburton, the report was adopted.

OLYMPIA, WASH., February 12, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 77, entitled "An act to amend section 1527, volume 1, of Ballinger's Codes, relating to official bonds," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments, to-wit:

Amend the title by striking out the words "volume 1."

Amend the first line of the printed bill by striking out the words "of chapter I, title IX," after the numerals 1527," and striking out the words "of the " at the end of line 1 and the word "state" in line 2.

At the end of section 2 add the following: "This act shall not be construed to prevent surety companies from becoming sole surety on such bond."

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, C. A. Mantz, A. Hemrich.

The report was adopted.

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred Senate bill No. 25, entitled "An act to establish and maintain a fish hatchery on the Grande Ronde river," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In section 1, line 1, of the printed bill, after the word "commission," strike out the parenthetical clause, embracing lines 1 and 2 and part of line 3.

Same section, line 5, of the printed bill, after the word "Washington" strike out the period and substitute a comma therefor, and add the words "if upon full investigation, said commission shall find said stream a suitable place for a hatchery."

In section 2, line 2, of the printed bill, strike out the word "five" and substitute the word "two" therefor.

Same line, printed bill, after the word "dollars" and before the word "to" insert a comma, and add the words "or so much thereof as may

be necessary," and that, as so amended, the bill be referred to the Committee on Appropriations.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: E. M. Rands, Grant C. Angle, E. Baumeister.

On motion of Senator Megler, the report was adopted.

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 13, entitled "An act reviving and continuing an act entitled 'An act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In the title, printed bill, line 4, strike the dollar mark and figures "\$100,000," and insert in lieu thereof the dollar mark and figures "\$40,000."

In section 2, line 2, printed bill, strike out the dollar mark and figures "\$100,000," and insert the words "forty thousand dollars" in lieu thereof.

In same section, line 5, printed bill, after the word "thereof" strike out the period and substitute a colon therefor, and add the words: "*Provided*, That the money hereby appropriated shall be available for the period of two years from and after April 1, 1901," and that as so amended, the bill do pass.

Respectfully submitted.

We concur in this report: L. B. Andrews, Oliver Hall, J. P. Sharp, Ed. S. Hamilton, J. G. Megler, Herman D. Crow.

On motion of Senator Tolman, the report was adopted.

OLYMPIA, WASH., February 12, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 42, entitled "An act changing the name of the town of Lewiston, Asotin county, Washington, to the town of Clarkston," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, A. Hemrich, C. A. Mantz.

On motion of Senator Rands, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Irrigation and Arid Lands to whom was referred Senate bill No. 49, entitled "An act to provide for the erection of

screens at the head of irrigating, mill, or electric light flumes or ditches, or canals, for the purpose of preventing mountain trout or other food fishes from entering said flumes, ditches or canals, and providing a penalty for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendment:

"Amend section 2, by adding after the period in line 4 the words: *Provided, further*, That this act shall not apply to the counties of Kittitas and Yakima."

Respectfully submitted, J. P. SHARP, Chairman.

We concur in this report: E. Baumeister, G. Garber.

On motion of Senator Sharp, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 119, entitled "An act providing for a state wagon road beginning at the Upper Falls on the Little Pen d'Oreille," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Committee on Appropriations.

E. BAUMEISTER, Chairman.

We concur in this report: Geo. H. Baker, Lincoln Davis.

The report was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

The House has passed House bill No. 168.

Also, House bill No. 137.

Also, House bill No. 91.

Also, House bill No. 182.

Also, House bill No. 101.

The speaker of the House has signed Senate bill No. 3.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

COMMUNICATIONS FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,

OLYMPIA, February 8, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has approved the following Senate bills:

Senate bill No. 27, entitled "An act relative to, and in aid of the construction, maintenance and operation by the United States of America, of a ship canal with proper locks and appurtenances," etc., etc.

Senate joint memorial No. 2, relating to the improvement of the North Fork of the Lewis river.

Senate memorial No. 4, relating to the "Dallas-Celilo Canal."

Senate concurrent resolution No. 12, relating to the naming of a battleship of the United States.

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 9, 1901.

To the Honorable the Senate of the State of Washington :

GENTLEMEN—I have the honor to submit herewith an appointment made and not heretofore submitted for confirmation :

STATE BOARD OF HEALTH AND BUREAU OF VITAL STATISTICS.

James R. Yocum, M. D., Tacoma, appointed February 9, 1901, for the term ending December 30, 1905, vice J. T. Lee of Tacoma, term expired.

Respectfully, JOHN R. ROGERS, Governor.

COMMUNICATION FROM THE SECRETARY OF THE NAVY.

The secretary read the following message from the Secretary of the Navy :

NAVY DEPARTMENT, Washington, February 2, 1901.

Mr. T. P. Fisk, Secretary of the State Senate, Olympia, Washington :

DEAR SIR—I have the honor to acknowledge the receipt of your telegram of the 1st instant, transmitting a resolution passed by the Legislature of the State of Washington, asking that the battleship to be constructed by Moran Bros. bear the name of that state.

Very respectfully, JOHN D. LONG, Secretary.

On motion of Senator Warburton, the appointment of James R. Yocum, M. D., of Tacoma, on the State Board of Health and Bureau of Vital Statistics, was confirmed in open session by the following vote :

Those voting yea were : Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Reser, Ruth, Sharp, Smith, Stewart, Tolman, Warburton, and Welty — 26.

Those absent or not voting were : Senators Baker, Cornwell, Crow L. C., Hammer, Preston, Schofield, Sumner, and Wilshire — 8.

INTRODUCTION OF BILLS.

Senate memorial No. 10, by Senator Moultray, with reference to a lighthouse at the entrance to Blaine harbor, Washington.

The memorial was read the first time ; and, on motion of Senator Moultray, the rules were suspended, the memorial was read the second time, ordered printed, and referred to the Committee on Memorials.

Senate bill No. 160, by Senator Davis : An act authorizing and permitting defendants in cases of felony to take depositions of witnesses on behalf of the defendant, to be used in the trial of such cases before the Superior Courts of the State of Washington.

The bill was read the first time ; and, on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 161, by Senator Tolman : An act amending section 943 of Ballinger's Codes and Statutes of Washington, relating to assessments for local improvements.

The bill was read the first time ; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 162, by Senator Herman D. Crow : An act relating to the entry of judgments.

The bill was read the first time ; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 163, by Senator Land : An act to protect seed-buyers in the State of Washington.

The bill was read the first time ; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture.

Senate bill No. 164, by Senator Hamilton : An act amending sections 21 and 58 of chapter LXXI of the Laws of 1897, relating to revenue, and declaring an emergency.

The bill was read the first time ; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Revenue and Taxation.

Senate bill No. 165, by Senator Hamilton : An act in relation to roads, highways and bridges.

The bill was read the first time ; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

GENERAL FILE.

On motion of Senator Mantz, Senate bill No. 54, entitled "An act to amend section 6802 of chapter 5 of the second volume of Ballinger's Annotated Codes and Statutes of Washington," was re-referred to Judiciary Committee.

Senate bill No. 155, by Committee on Appropriations, entitled "An act ordering the State Printer to print and publish second biennial report of State Labor Commissioner, and appropriating money therefor," was placed upon its final passage, and passed by the following vote : Yeas 26, nays 0, absent or not voting 8.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Carber, Hall, Hallet, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Sharp, Smith, Stewart, Tolman, and Warburton — 26.

Those absent or not voting were : Senators Clapp, Cornwell, Crow L. C., Hammer, Schofield, Sumner, Welty, and Wilshire — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hamilton, the rules were suspended, and Senate bill No. 155 ordered transmitted immediately to the House.

Substitute Senate bill No. 24, by the Judiciary Committee, entitled "An act to amend section 7345 of Ballinger's Annotated Codes and Statutes of Washington, relating to the closed season for moose," was read the third time by sections.

On motion of Senator Preston, the rules were suspended, the bill considered engrossed and placed on its final passage, and passed by the followidg vote : Yeas 26, nays 0, absent or not voting 8.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Megler,

Moultray, Preston, Rands, Reser, Ruth, Sharp, Smith, Stewart, and Tolman — 26.

Absent and not voting were: Senators Cornwell, Hamilton, Hammer, Schofield, Sumner, Warburton, Welty, and Wilshire — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 45, by Senator Preston, entitled "An act providing for the admission to the Soldiers' Home veterans of the Indian war of 1855-6," was read the third time by sections.

On motion of Senator Megler, the bill was referred to Committee on Appropriations.

On motion of Senator Warburton, the Senate adjourned at 3 o'clock P. M., until Wednesday, February 13, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE.
President of the Senate.

THIRTY-FIRST DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, February, 13, 1901. }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present.

Rev. Mr. Triesch offered prayer.

Journal of Monday was read and approved.

The following resolution was introduced by Senator Preston, and adopted:

Resolved, That the Committee on Printing investigate the manner and cost of printing the "Index," and report thereon with such recommendations as to the committee shall seem proper.

The following resolution was introduced by Senator Megler, and adopted:

Resolved, That a Committee on Rules and Order of Business, consisting of the president of the Senate, and four senators to be named by

him, be constituted, which shall have power, and whose duty it shall be to arrange the order in which bills shall be brought on for consideration.

On motion of Senator Schofield, the vote whereby the resolution was adopted, was re-considered.

On motion of Senator Schofield, the resolution was laid on the table.

Petitions were presented by Senator Hall and Senator L. C. Crow, from the farmers of Whitman county, petitioning the passage of House bill No. 121, relating to the maximum freight rate of \$3.50 per ton on grain, and were read and referred to Committee on Railroads and Transportation.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the bill of W. R. Early, for repairs, \$30.60, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett and Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., February 7, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the following bills, George Anderson, \$3; Olympia Hardware Company, carpenter work, \$2; Olympia Hardware Company, merchandise, \$48.35; Jacob L. Brown, \$19.55, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle and Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 67, entitled "An act for the relief of Charles W. Geiger," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: L. B. Andrews, W. P. Reser, J. P. Sharp, Herman D. Crow, J. G. Megler, Oliver Hall.

On Motion of Senator Welty, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT :

We, your Committee on Mines and Mining, to whom was referred Senate bill No. 134, entitled "An act relating to sales of unpatented mining claims under execution, and the redemption thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Judiciary Committee.

Respectfully submitted.

C. A. MANTZ, Chairman.

We concur in this report: C. L. Stewart, A. S. Ruth, G. Garber, T. B. Sumner, W. R. Moultray.

On motion of Senator Mantz, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT :

We, your Committee on Mines and Mining, to whom was referred Senate bills Nos. 62 and 69, entitled "An act providing for the inspection of petroleum in the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the substitute bill herewith presented do pass (Senate bill No. 167).

C. A. MANTZ, Chairman.

We concur in this report: C. L. Stewart, A. S. Ruth, G. Garber, T. B. Sumner, and W. R. Moultray.

On motion of Senator Welty, the report was adopted.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT :

We, your Committee on Counties and County Boundaries, to whom was referred Senate bill No. 140, entitled "An act to annex a portion of Yakima county to the County of Klickitat, defining the boundary lines of Klickitat county," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

G. H. BAKER, Chairman.

We concur in this report: G. Garber, J. J. Smith, C. A. Mantz, and C. L. Stewart.

On motion of Senator Baker, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate concurrent resolution No. 13, have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it be referred to the Committee on Appropriations.

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, E. M. Rands, Herman D. Crow, C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 111, entitled "An act relating to fees to be collected by the Secretary of State, and repealing an act entitled 'An act fixing the fees to be paid to the Secretary of State by corporations doing business in this state, and declaring an emergency,' approved March 13, 1897, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, E. M. Rands, Herman D. Crow, C. A. Mantz.

On motion of Senator Sharp, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 127, entitled "An act relating to the serving and filing of papers in proceedings in the courts," have had the same under consideration, and respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

In section 1, line 6, of the printed bill, strike out the letter "s" in the word "proceedings."

Respectfully submitted.

We concur in this report: Harold Preston, E. M. Rands, Warren W. Tolman, Herman D. Crow, Stanley Hallett, and C. A. Mantz.

On motion of Senator Garber, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 128, entitled "An act amending section 6755, of Ballinger's Annotated Codes and Statutes of Washington, relating to the manner of taking appeals in justice's court," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, E. M. Rands, Stanley Hallett, Herman D. Crow, and C. A. Mantz.

On motion of Senator Welty, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 130, entitled "An act regulating the sale of spectacles and eye-glasses, providing for licensing the same, and prescribing a penalty for the violation thereof," have had the same under consideration, and we

respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, E. M. Rands, Herman D. Crow, C. A. Mantz.

On motion of Senator Wilshire, Senate bill No. 130 was referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judicary, to whom was referred Senate bill No. 79, entitled "An act to amend section 5248a of chapter 3 of title XXIX of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions and providing no exemption against wages," have had the same under consideration, and beg to report the same back to the Senate with the recommendation that it do pass, with the following amendments, to-wit:

Amend the title, by striking out the words "of chapter 3 of title XXIX."

In section 1, line 1, of the printed bill, strike out the words "of chapter 3 of title XXIX."

In section 1, line 2, of the printed bill, strike out the words "and providing no exemption against."

In section 1, line 3, of the printed bill, strike out the word "wages" at the beginning of the line, and strike out the words "so as" after the word "amended."

In section 1, line 4, of the printed bill, after the words "section 5248a" insert the following:

"There shall be exempt from execution and attachment to every householder in the State of Washington personal property to the amount and value of five hundred dollars in addition to the property exempt under the last preceding section: *Provided, That.*"

In section 1, line 4, of the printed bill, strike out the capital "N" in the word "No," and insert a small "n" in lieu thereof.

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, E. M. Rands, Herman D. Crow, C. A. Mantz.

On motion of Senator Rands, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your committee on Judiciary, to whom was referred Senate bill No. 121, entitled "An act to curtail the propagation of the criminal classes," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it be placed on general file, with the following amendments, to-wit:

In section 1, line 1, of the printed bill, after the word "sentenced," add the words "a second time."

In section 1, line 2, of the printed bill, strike out all of line 2 after the word "rape," and all of line 3 up to and including the word "life."

In section 1, strike out all of line 4, of the printed bill, after the word "felony," and insert in lieu thereof the words "shall, at the expiration of one year after his."

In section 2, line 1, of the printed bill, strike out the word "warden," and insert the word "physician" in lieu thereof, and strike out the balance of line 1 after the word "shall," and insert in lieu thereof the words "after the expiration of said period of one year."

In section 2, strike out all of lines 2, 3 and all of line 4 except the word "castrate."

In section 2, line 4, of the printed bill, after the word "castrate" insert the words "every such."

Strike out the period at the end of section 2, and add the words "within ten days after the expiration of said period of one year."

Strike out section 3.

Make section 4 read "section 3."

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, E. M. Rands, Herman D. Crow, C. A. Mantz.

On motion of Senator Hallett, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 66, entitled "An act prohibiting a person being the co-partner of another, from either fraudulently concealing or failing to account for any money or property belonging to the co-partnership, with intent to convert the same to his own use, and defining the punishment therefor," have had the same under consideration, and respectfully report the same back to the Senate, with the recommendation that it be indefinitely postponed.

Respectfully submitted.

We concur in this report: Stanley Hallett, Warren W. Tolman, Herman D. Crow, and C. A. Mantz.

On motion of Senator Preston, action on the report was deferred.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 60, entitled "An act to amend section 3242, Ballinger's Annotated Codes and Statutes of Washington, relating to prosecutions for violations of pilot regulations for the Straits of Juan de Fuca, Puget Sound, and all American waters pertaining thereto, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title by striking out the words "and declaring an emergency."

Strike out section 2.

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, E. M. Rands, Herman D. Crow, and C. A. Mantz.

On motion of Senator LeCrone, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 42, entitled "An act relating to burial by coroners, and amending section 537 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration and respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, E. M. Rands, Herman D. Crow, C. A. Mantz.

On motion of Senator Hallett, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred House bill No. 122, entitled "An act for the relief of the office of the Superintendent of Public Instruction of the State of Washington, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In the title, line 1, engrossed bill, strike out the words "for the relief of" and substitute therefor the words "making a deficiency appropriation for."

In section 1, line 1, strike out the word "that."

Same section, same line, in the word "there" strike out the letter "t" and substitute a capital letter "T" therefor.

Same section, same line, after the word "there" strike out the words "be and the same."

Same section, line 3, strike out the words "any money not otherwise."

Same section, line 4, strike out the word appropriated."

And, as so amended, the bill do pass.

Respectfully submitted. ED. S. HAMILTON, Chairman.

We concur in this report: L. B. Andrews, W. P. Reser, J. P. Sharp, Herman D. Crow, J. G. Megler, Oliver Hall.

On motion of Senator Megler, the report, was adopted.

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate bill No. 82, entitled "An act to amend sections 1, 2, 3, 4, 5 and 6 of chapter LXXVII of the Session Laws of 1899, entitled 'An act requiring horseshoers to pass examination, and to provide a board of examiners,'" etc., have had the same under consideration, and we re-

spectfully report the same back to the Senate with the recommendation that the annexed bill be substituted therefor (No. 82).

Respectfully submitted, PAUL LAND, Chairman.

We concur in this report: J. G. Megler, J. J. Smith, W. P. Reser.

On motion of Senator Land, the report was adopted.

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 19, entitled "An act regulating the liability of surviving members of partnership and regulating proceeding against the same," have had the same under consideration, and respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

In section 1, line 4, of the printed bill, after the word "members" change the comma into a semicolon, and add the following: "*Provided, however,* That the right to sue a surviving partner or partners shall be stayed until the presentation and allowance or establishment of the claim of the creditor against the partnership estate."

Respectfully submitted, S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, Warren W. Tolman, W. W. Wilshire, E. M. Rands, Herman D. Crow, Geo. D. Schofield.

On motion of Senator Preston, the report was adopted

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 142, entitled "An act providing for the appointment and election of one additional judge of the superior court of the State of Washington, in and for King county, fixing the term of office and providing for the election of four judges of said superior court, at the next general election, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass, with the following amendment, to-wit:

Amend the title, by striking out the words "at the next general election" in the third line thereof.

Respectfully submitted, S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, C. A. Mantz, W. W. Wilshire, Herman D. Crow, E. M. Rands.

On motion of Senator Tolman, the report was adopted.

Senator Welty presented a petition from the Skagway chamber of commerce, petitioning the prevention of the cession of any American territory in the District of Alaska to the British Government, which was read and referred to the Committee on Memorials with instructions to draft a memorial in accordance therewith.

The secretary read the following communication from the Governor:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 11, 1901.

*To the Honorable, the Senate of the State of Washington, Senate Chamber,
Olympia, Washington :*

GENTLEMEN—Governor Rogers has this day approved the following bill :

Senate bill No. 3, entitled "An act making deficiency appropriations for the maintenance of the State Penitentiary and the Soldiers Home."

Very respectfully,

J. H. PELLETIER,

Governor's Private Secretary.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 66 with the following amendments:

In section 1 strike out the words and figures "six thousand (\$6,000)" and insert "twelve thousand (\$12,000)."

In section 2, strike out the words "fifteen hundred" and insert (\$3,000)."

The House has passed Senate bill No. 26.

Also, Senate joint resolution No. 14.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

House bill No. 91, by Mr. Badger: An act to reserve to the state the title to certain lands.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, and referred to the Committee on State Granted, School and Tide Lands.

House bill No. 168, by Mr. York: An act to amend section 4535 of Ballinger's Annotated Codes and Statutes of Washington, concerning the recording of deeds, mortgages and assignments of mortgages.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 137, by Mr. Easterday: A bill repealing chapter LIX, Session Laws of 1899, same being an act entitled "An

act relating to the law of libel and providing for opportunity of retraction of libels."

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 182, by Mr. Ingraham: An act to provide against the adulteration of paris green and other compounds used for spraying trees and plants.

The bill was read the first time; and, on motion of Senator Baker, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Agriculture.

House bill No. 101, by Mr. C. G. Brown: A bill to be entitled "An act to amend an act entitled 'An act to regulate the practice of medicine and surgery in the State of Washington, and to license physicians and surgeons; to punish all people violating the provisions of this act, and to repeal all laws in conflict therewith, and declaring an emergency,' approved April 10, 1890."

The bill was read the first time; and, on motion of Senator Smith, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

Substitute Senate bill No. 82, by the Committee on Labor and Labor Statistics: An act requiring horseshoers in cities of first, second, and third classes, in this state, to pass an examination, and providing for a board of examiners in said cities, and providing a penalty for the violation of the provisions of this act, and repealing an act, entitled "An act requiring horseshoers to pass an examination, and providing for a board of examiners," approved March 13, 1899.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 166, by Senator Preston: An act authorizing cities of the first class to purchase or set apart lands for the purposes of public libraries, museums, or art galleries, to contract for the annual expenditure of a certain sum in their maintenance, and to issue bonds or to make an annual tax levy to pay for the same.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 167, (substitute for Senate bills Nos. 62, 69) by Committee on Mines and Mining: An act creating the office of State Oil Inspector, providing for his compensation, and providing for the inspection of petroleum and its products, used for illuminating purposes, and providing a penalty for the violation thereof.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 168, by Senator Preston, by request: An act providing for the treatment of inebriates and drug habitues.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

Senate bill No. 169, by the Judiciary Committee: An act creating the office of official court stenographer, prescribing their qualifications, the manner of their appointment and removal, and their compensation.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 170, by Committee on Appropriations: An act transferring moneys from the revolving fund of the State Penitentiary to the general fund of the State of Washington, and providing a method for the said transfer.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 171, by Senator Andrews: An act relating to the compensation of attorneys appointed by the superior court to defend persons charged with crime, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 172, by Senator Welty: An act to amend section 1 of an act entitled "An act to amend section 12 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisement and a board of harbor line commissioners, as required by articles xv and xvi of the State Constitution, which shall be generally know as the Board of State Land Commissioners; defining their duties and making an appropriation therefor, and declaring an emergency,'" approved March 16, 1897.

The bill was read the first time; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Granted, School and Tide Lands.

Senate bill No. 173, by Senator Tolman: An act to regulate the practice in the superior courts.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 174, by Senator Herman D. Crow: An act to amend sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046, 2061, of volume 1 of Ballinger's Annotated Codes and Statutes of Washington, relating to the military code of the State of Washington, providing for courts of inquiry, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Military.

Senate bill No. 175, by Senator Land: An act to prohibit the sale, or offering for sale, or bringing into the state, for the purpose of sale, or giving away of any cigarettes, cigarette paper or substitute therefor.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended, the bill was read the second

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

Senate bill No. 176, by Senator Hammer: An act amending section 2394, chapter III, title xv of volume 1, Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 177, by Senator Biggs: An act to change the name of the city of New Whatcom to the city of Whatcom.

The bill was read the first time; and, on motion of Senator Biggs, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

Senate bill No. 178, by Senator L. C. Crow: An act to apportion the State of Washington into three congressional districts.

The bill was read the first time; and, on motion of Senator L. C. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Congressional Districts.

Senate bill No. 179, by Senator Rands: An act for the relief of W. W. McCredie.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 180, by Senator Smith: An act to provide for submitting a constitutional amendment to the people of the State of Washington amending article vi of the Constitution of the State of Washington, relating to elections and elective rights.

The bill was read the first time; and, on motion of Senator Smith, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Constitution and Constitutional Revision.

Senate memorial No. 11, by Senator Rands, memorializing the Congress of the United States for the early settlement by the court of last resort of the questions of title involved within the limits of the Spaulding decision.

The memorial was read the first time ; and, on motion of Senator Rands, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to the Committee on Memorials.

On motion of Senator Megler, the Senate concurred in House amendments to Senate bill No. 66 by the following vote:

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Welty, and Wilshire — 28.

Those voting nay were Senators Rands and Smith — 2.

Those absent or not voting were: Senators Baker, Cornwell, Hamilton, and Warburton — 4.

Senator Herman D. Crow was called to the chair.

GENERAL FILE.

House bill No. 77, by Mr. Thompson, entitled "An act to amend section 1527, vol. 1, of Ballinger's Codes, relating to official bonds," was read the third time.

Senator Tolman moved to amend the bill by striking out the following amendment proposed by the Senate committee: "At the end of section 2 add the following: This act shall not be construed to prevent surety companies from becoming sole surety on such bond."

The motion carried.

Senator Herman D. Crow moved to amend by striking out the word "or" and inserting a comma in lieu thereof before the word "township" wherever occurring, and inserting after the word "township," wherever occurring, the words "or precinct."

The motion carried.

On motion of Senator Megler, the bill was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, and Tolman — 27.

Those absent or not voting were: Senators Baker, Cornwell, Hall, Hamilton, Warburton, Welty, and Wilshire — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The Senate resolved itself into a committee of the whole to consider House bill No. 122, by Mr. Philbrick, entitled "An act making a deficiency appropriation for the office of the Superintendent of Public Instruction of the State of Washington, and declaring an emergency."

The bill was considered in the committee of the whole, Senator Megler in the chair, and reported back to the Senate with the recommendation that it do pass.

Senator Crow moved that the report of the committee of the whole be adopted.

The motion carried.

House bill No. 122 was read the third time by sections, placed upon its final passage, and passed by the following vote: Yeas 23, nays 10, absent or not voting 1.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallet, Hamilton, Hammer, Land, Mantz, Megler, Moultray, Reser, Ruth, Schofield, Sharp, Sumner, Tolman, and Welty — 23.

Those voting nay were: Senators Baker, Clapp, Davis, Hemrich, LeCrone, Preston, Rands, Smith, Stewart, and Wilshire — 10.

Absent or not voting, Senator Warburton.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 60, by Mr. Hastings, entitled "A bill for an act to amend section 27 of an act entitled 'An act to establish pilots and pilot regulations for the Straits of Juan de Fuca, Puget Sound, and all American waters pertaining thereto,' approved February 2, 1888," was read the third time, placed upon its final passage, and passed by the following vote: Yeas 29, nays 0, absent or not voting, 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire — 29.

Those absent or not voting were: Senators Biggs, Hall, LeCrone, Stewart, and Warburton — 5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senator Hamilton gave notice that at the proper time he would move to reconsider the vote whereby House bill No. 60 was passed.

House bill No. 42, by Mr. Dawes, entitled "An act relating to burial by coroners," was read the third time, placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow, L. C., Davis, Garber, Hallett, Hammer, Land, LeCrone, Mantz, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire — 27.

Those absent or not voting were: Senators Biggs, Hall, Hamilton, Hemrich, Megler, Stewart, and Warburton — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

President McBride resumed the chair.

On motion of Senator Land, the Senate adjourned at 12:10 P. M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present.

GENERAL FILE.

House bill No. 19, by Mr. Britton, entitled "An act regulating the liability of surviving members of partnership and regulating proceeding against the same," was read the third time by sections.

Senator Welty moved to amend section 1, line 4, of the printed bill, by striking the word "however."

The motion carried.

On motion of Senator Mantz, the bill was referred to the Judiciary Committee.

Senator Mantz was called to the chair.

Senator Preston moved that the vote whereby Senate bill No. 2 failed to pass be reconsidered.

Roll call was demanded by Senators Preston, Warburton, Tolman, Rands, Herman D. Crow, and Welty—6.

The roll was called, and the motion was lost by the following vote:

Those voting yea were: Senators Angle, Crow Herman D., Garber, Hall, Hallett, Hammer, Mantz, Megler, Moultray, Preston, Sharp, Sumner, Tolman, Welty, and Wilshire—15.

Those voting nay were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Davis, Hamilton, Hemrich, Land, LeCrone, Rands, Reser, Ruth, Schofield, Smith, Stewart, and Warburton—19.

President McBride resumed the chair.

By unanimous consent, the following report of the Committee on Railroads and Transportation was read:

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., February 11, 1901.

MR. PRESIDENT:

We your Committee on Railroads and Transportation, to whom was referred Senate bill No. 7, entitled "An act to establish a railroad commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger service and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and railroads, and afford railroad companies and other parties adequate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement;" have had the same under consideration, and respectfully report the same back to the Senate with the recommendation that the same, as amended by the following amendments, do pass:

Amend by substituting for the first paragraph of section 1 the following:

"SECTION 1. That a railroad and transportation commission is hereby created to be composed of three persons to be appointed by the Governor. Within thirty days after this enactment shall go into effect three commissioners shall be appointed, one for the term of six years, one for the term of four years, and one for the term of two years, and thereafter the term of each commissioner shall be six years from the date of the expiration of the term of his predecessor. The Governor shall fill all vacancies

by appointment and each commissioner shall hold office until his successor shall have been appointed and qualified. A commissioner may be removed by the Governor for any cause which he shall deem sufficient, which power of removal shall be absolute, and there shall be no right to any review of the same in any court whatsoever. The cause or causes for such removal shall be set forth by the Governor in a written statement, which shall immediately be filed with the Secretary of State."

Page 2, line 34, section 1, subdivision (e), amend by striking after the word "of" in said line 34, the figures "\$3,000" and insert in lieu thereof the figures "\$4,000."

Amend section 2, line 4, by striking the figures "\$1,800" and inserting in lieu thereof the figures "\$2,000."

Amend section 2, line 10, by inserting after the word "railroad" the words "and transportation."

Amend section 5, page 4, by striking the whole of said section 5 and inserting in lieu thereof the following :

"SEC. 5. In all actions between private parties and railways brought under this law, and in all actions for the enforcement of penalties provided in this act, the rates, charges and classifications prescribed by the commission before the institution of such action, and the orders and regulations prescribing them, shall be held conclusive, and deemed and accepted to be fair and just, and in such respects shall not be controverted in any such action until finally found otherwise in a test action brought for the purpose of testing the reasonableness of the rate, charge or classification involved, in the manner prescribed by section 6 or section 8 of this act, but in every such action any judgment adverse to the railway rendered prior to the determination of such pending test action under section 6 or section 8 of this act (*if there be such a test action pending at the time of the rendition of such judgment*) shall be provisional only, and enforcement thereof and process thereunder shall be stayed pending the determination of the pending test action instituted under the provisions of sections 6 or 8 hereof. Upon final determination of such test action, if judgment therein be in favor of the rate, charge or classification prescribed by the commission, or the order or regulation prescribing same, the judgment theretofore provisional shall thereupon become absolute; but if the determination in the test action be against the rate, charge, order, regulation or classification prescribed by the commission, in such event the judgment theretofore provisional shall be set aside. Suit in equity in a federal court brought to attack or test any rate, charge, regulation or classification established or made by the commission, shall for the purposes of this section be deemed an action brought under section 6 of this act."

Section 6, page 4, amend by striking out lines 11, 12 and 13 thereof.

On page 4, after section 7, amend by inserting a new section, to be numbered section 8, which said new section is as follows:

"SEC. 8. The superior court shall have jurisdiction to enforce by proper decree, injunctions or orders, the rates, classifications, rulings, orders and regulations made or established by the commission. The proceeding therefor shall be by equitable action in the name of the state, and shall be instituted by the Attorney General, whenever advised by the commission that any railway company or person operating a line of railway in this state is violating or refusing to comply with any rule, order, rate, classification or regulation made by the commission and applicable to such railway. It shall be the duty of the superior court in which such action shall be pending to require the issues therein to be promptly made up, and to give the same precedence over other civil business of a different nature. In any such action the burden of proof shall rest upon the defendant, who must show by clear and satisfactory evidence that the rule, order, regulation, rate or classification involved is unreasonable and unjust. If in such action it be the decision of the court that the rule, regulation, order, rate, or classification is not so unreasonable or unjust, and that in refusing compliance therewith the railway is failing or omitting the performance of any duty, debt or obligation, the court shall decree a mandatory and perpetual injunction compelling obedience to and compliance with the rule, regulation, order, rate, or classification by the defendant and its officers, agents,

servants and employes, and may grant such other relief as may be deemed just and proper. Any violation of such decree shall render the defendant and every officer, agent, servant or employe of the defendant, who is in any manner instrumental in such violation, guilty of contempt by a fine not exceeding one thousand dollars (\$1,000) for each offense, or may imprison the person guilty of contempt until he shall sufficiently purge himself therefrom, and such decree shall continue and remain in effect and be in force until the rule, order, regulation, rate or classification shall be modified or vacated by the commission, but the defendant railway may thereafter petition for and obtain a modification of the decree by reason of any change of circumstances occurring after the decree such as to render the rule, order, regulation, rate or classification involved unreasonable in the constitutional sense in this section above expressed. An appeal shall lie to the supreme court from the decree in such action, and the cause shall have precedence over all other civil actions of a different nature pending in the supreme court."

Amend all subsequent sections by increasing the number of the section by one number.

Amend section 8, now 9, line 12, by inserting after the word "time" the words "upon notice as hereinbefore provided."

Amend section 14, now 15, line 9, by striking the figures "\$10,000," and inserting in lieu thereof "\$2,000."

Amend section 15, now 16, page 9, line 32, by changing the minimum penalty and words "five hundred dollars" to "one hundred dollars," and by changing the maximum penalty, and words "ten thousand dollars" to "two thousand dollars."

Amend section 18, now 19, line 5, by striking the figures "\$10,000" and inserting in lieu thereof "\$2,000."

Amend section 19, now 20, line 1, by striking the figures "17" and inserting in lieu thereof the figures "18."

On page 10, amend by striking out section 24, now 25, and inserting the following:

"SEC. 25. No decision of any court declaring any section or sections of this act invalid, shall have the effect of invalidating the entire act or law, or any other portion thereof; it being the purpose and intent, now and here expressed, that no provision is vital to its purposes of this act, but that this act shall be administered at all times and by all courts as far as it can or ought, according to the true intent and meaning of each and all its parts."

At the end of the bill, add two new sections, to be numbered sections 26 and 27, and to contain the following :

"SEC. 26. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of thirty-six thousand dollars, or so much thereof as may be necessary, to carry out the purposes and provisions of this act."

"SEC. 27. All laws and parts of laws in conflict with this act are hereby repealed: *Provided, however,* That the provisions of this act are not to be construed as repealing sections one (1), two (2), three (3), four (4), six (6), seven (7), eight (8), ten (10), eleven (11), twelve (12), or thirteen (13), or any of them, or any part thereof, of act approved March 13, 1897, entitled "An act regulating common carriers, fixing maximum railroad freights rates in the State of Washington, prohibiting discrimination by railroad common carriers in the matter of such rates and of facilities for shipment, and providing for the due enforcement and observance of the rates so fixed, and of the regulations and prohibitions before referred to, and providing a method of determining the reasonableness of such rates and regulations and making an appropriation therefor;" nor sections fifteen (15), twenty-three (23), twenty-four (24), twenty-five (25), or forty (40), of an act approved March 19, 1895, entitled "An act to provide for state grain weighing and grad-

ing, creating the office of state grain inspector, establishing a state grain commission, and making an appropriation of \$2,000."

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: Oliver Hall, Warren W. Tolman, C. A. Mantz.

On motion of Senator Preston, the report was adopted.

Senator Mantz was called to the chair.

House bill No. 142, by Mr. Burch, providing for the appointment and election of one additional judge to the Superior Court for King county, was read the third time by sections, placed on its final passage, and passed by the following vote: Yeas 31, nays 0, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 31.

Those absent or not voting were: Senators Garber, Hallet, and Hamilton — 3.

The emergency clause passed by the following vote: Yeas 31, nays 0, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 31.

Those absent or not voting were: Senators Garber, Hallet, and Hamilton — 3.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 49, by Senator Baumeister, relating to screens at the head of irrigation, etc., was read the third time by sections.

Upon motion of Senator Baumeister, action upon the bill was deferred.

Senate bill No. 42, by Senator Baumeister, entitled "An act changing the name of the town of Lewiston, Asotin county, Washington, to the town of Clarkston," was read the third time

by sections, placed upon its final passage, and passed by the following vote : Yeas 34, nays 0.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 34.

By unanimous consent, the following report of the Judiciary Committee was read :

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 72, entitled "An act granting to the city of Seattle, upon certain conditions, certain shore lands on the west side of Lake Washington, in King county, State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit :

In section 1, line 2, of the printed bill, after the word "sound" insert the words "or by other means."

Add a new section, as follows :

"SEC. 3. The foregoing grant shall not take effect until the provisions of this act shall be accepted by the city council of the said city by resolution or ordinance. Upon such acceptance the said city shall become liable for any damages which may result from the construction of said boulevard and the establishment of any such park to any and all persons, companies or corporations."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Harold Preston, Stanley Hallett, Warren W. Tolman, W. W. Wilshire, E. M. Rands, Herman D. Crow.

The report was adopted.

Senate bill No. 72, by Senator Hemrich, entitled "An act granting to the city of Seattle, upon certain conditions, certain shore lands on the west side of Lake Washington, in King county, State of Washington," was read the third time by sections.

Senator Mantz moved to amend section 1, line 5, of the printed bill, by inserting between the words "lands" and "on" the words "belonging to the state."

The motion carried. •

The bill was referred to the Engrossing Committee.

The Senate resolved itself into a committee of the whole to consider the following bills :

Senate bill No. 13, by Senator Tolman, entitled "An act reviving and continuing in effect an act entitled 'An act granting a

bounty for the encouragement of the production and manufacture of sugar in the State of Washington," etc.

Senate bill No. 67, by Senator Welty, entitled "An act for the relief of Chas. W. Geiger."

The bills were considered in the committee of the whole, Senator Smith in the chair, and reported back to the Senate with the following recommendations :

That Senate bill No. 13 be re-referred to the Judiciary Committee.

That Senate bill No. 67 do pass.

Upon motion of Senator Smith, the reports were adopted.

Senate bill No. 67 was read the third time by sections, and passed by the following vote : Yeas 28, nays 0, absent or not voting 6.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire — 28.

Those absent or not voting were : Senators Clapp, Hamilton, Hammer, Land, Rands, and Tolman — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

President McBride resumed the chair.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 8, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 18, entitled "An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington," has been carefully compared with the original copy thereof and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 18.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 18, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

Senator Sumner announced that the excursion to Everett, to take place on next Friday had been postponed until Friday, the 22nd of February.

On motion of Senator Baker, the Senate adjourned at 3:45 P. M. until 10 o'clock A. M. Thursday, February 14, 1901.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

THIRTY-SECOND DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Thursday, February 14, 1901,
10 o'clock A. M. }

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senators Hammer and Hemrich, excused.

Rev. Mr. Hayes offered prayer.

The journal of yesterday was read and approved.

Senator Reser presented a petition from the citizens of Walla Walla county, petitioning the Legislature to memorialize the Congress of the United States to amend the interstate commerce law, was read and referred to Committee on Commerce.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT :

We, your Committee on Printing, to whom was referred resolution to investigate cost of printing Legislative Index, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that, until further notice, the printing of said index be discontinued, and that the brief clerk keep his record up, and in addition furnish three copies of brief of each bill.

Respectfully submitted.

GRANT C. ANGLE, Chairman.

We concur in this report: Paul Land, J. J. Smith, E. Hammer, S. M. LeCrone.

On motion of Senator Angle, the report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 83, entitled "An act relating to the vacation of streets and alleys," etc., have had the same under consideration, and we respectfully report the same back the Senate with the recommendation that the same be referred to the Judiciary Committee.

Respectfully submitted. WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, Geo. D. Schofield, W. W. Wilshire, C. A. Mantz, A. Hemrich.

On motion of Senator Biggs, the report was adopted.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 154, entitled "An act authorizing cities of the first class to provide for the drainage and sewerage of such cities; the levy and collection of taxes or assessments, and the issuance of bonds to pay therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Judiciary Committee with the following amendments, to-wit:

In section 1, line 7 of the printed bill, strike out the period after the word "sewer" and insert a comma in lieu thereof, and insert the following words: "and which will be benefited thereby."

In line 8, after the word "tax" strike out the words "upon all of the real property in such district."

In line 9 strike out the word "therein," and insert in lieu thereof the words "in such district."

In line 14, after the word "therein," insert the words "and which will be benefited thereby."

In line 16, strike out the word "therein" and insert in lieu thereof the words "in such sub-sewer district."

In line 18, after the word "ordinance," strike out the semicolon and insert in lieu thereof a period. Strike out the balance of the sentence. Strike out section 5.

Respectfully submitted. WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, C. A. Mantz, Geo. D. Schofield, W. W. Wilshire, and A. Hemrich.

On motion of Senator Tolman, the report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred Memorial No. 10, relating to a lighthouse at Blaine harbor, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

G. GARBER, Chairman.

We concur in this report: L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

We, your Committee on State Charitable Institutions, to whom was referred Senate bill No. 129, entitled "An act to authorize the appointment of boards of visitors for certain state institutions," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass, with the following amendments:

Amend section 1, of the printed bill, by including in the state institutions, after line 9, the State Penitentiary and the School for Defective Youth.

Amend section 4, line 5, of the printed bill, by adding the following clause after the figures "\$1,200" "and no one member of said board of visitors shall receive for such traveling expenses more than the sum of thirty dollars (\$30)."

Respectfully submitted.

E. M. RANDS, Chairman.

We concur in this report: Stanley Hallett, S. M. LeCroce, Lincoln Davis, G. Garber.

Senator Rands moved that the report be adopted, and the bill and report be referred to the Judiciary Committee.

The motion carried.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 45, entitled "An act providing for admission to the Soldiers' Home veterans of the Indian war of 1855-56," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

We concur in this report: J. G. Megler, Oliver Hall, W. P. Reser, L. B. Andrews, J. P. Sharp, Herman D. Crow.

On motion of Senator Megler, the report was adopted.

On motion of Senator Megler, the report of the Committee on State Charitable Institutions of February 8, was adopted.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 52, entitled "An act for the relief of the office of the Superintendent of Public Instruction of the State of Washington, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

We concur in this report: J. G. Megler, Oliver Hall, W. P. Reser, L. B. Andrews, J. P. Sharp, Herman D. Crow.

On motion of Senator Megler, the report was adopted.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 66, entitled "An act making deficiency appropriations for sundry civil expenses of the department of public printing for the fiscal year ending March 31, 1901," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.

GRANT C. ANGLE.

The President signed Senate bill No. 66.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 26, entitled "An act making a deficiency appropriation for postage and incidentals, and for clerical assistance in the office of the Secretary of State," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW,

GRANT C. ANGLE.

The president signed Senate bill No. 26.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred Senate bill No. 86, entitled "An act defining trusts, prohibiting the formation of the same, and the carrying on of business under and by virtue of trusts, and prescribing the penalty for the violation of this act," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews and L. C. Crow.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred Senate bill No. 151, entitled "An act to punish the malicious destruction or injury to any lawfully established boom," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews and L. C. Crow.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred Senate bill No. 152, entitled "An act to prevent and punish the destruction of marks or brands upon logs and other timber," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews and L. C. Crow.

The report was adopted.

OLYMPIA, WASH., February 13, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 72, entitled "An act granting to the city of Seattle, upon certain conditions, certain shore lands on the west side of Lake Washington," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

INTRODUCTION OF BILLS.

Senate bill No. 181, by Senator Preston: An act to regulate the purchase, sale, transfer and incumbrance of stocks of goods, wares or merchandise in bulk, and prescribing penalties for the violation thereof.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary.

Senate bill No. 182, by Senator Herman D. Crow: An act to change the name of the Washington Agricultural College, Experiment Station and School of Science, to the State College of Agriculture, Mechanic Arts and Mining.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Education.

Senate bill No. 183, by Senator Davis: An act for the relief of F. H. Goss, and making an appropriation therefor, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 184, by Senator Hemrich, by request: An act to amend sections 3633, 3634, 3635, 3636, 3637, 3638, 3639 and 3641, of Ballinger's Code, in relation to weights and measures.

The bill was read the first time; and, on motion of Senator Hemrich, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 185, by Senator Cornwell: An act to promote and protect the fruit growing and horticultural interests of the

State of Washington, to provide for the appointment of commissioners of horticulture, and to repeal certain laws in conflict therewith.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture.

Senate bill No. 186, by Senator Angle: An act to amend section 4 of chapter cxviii of the Session Laws of 1899, relating to public printing and binding, approved March 13, 1899.

The bill was read the first time; and, on motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Printing.

Senate bill No. 187, by Senator Land: An act establishing the state school of mines.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Mines and Mining.

Senate bill No. 188, by Senator Megler: An act for the relief of H. N. Price.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

GENERAL FILE.

Senate bill No. 72, by Senator Hemrich, entitled "An act granting to the city of Seattle, upon certain conditions, certain shore lands on the west side of Lake Washington, in King county, State of Washington," was placed upon its final passage and passed by the following vote: Yeas 29, nays 1, absent or not voting 4.

Those voting yea were: Senators Andrews, Baker, Baumeister, Biggs, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—29.

Senator Angle voted nay.

Those absent or not voting were: Senators Clapp, Cornwell, Hemrich, and Warburton — 4.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the rules were suspended, and all House bills passed by the Senate (except House bill No. 60) ordered transmitted immediately to the House.

Senate bill No. 140, by Senator Baker, relating to annexing a portion of Yakima county to the county of Klickitat, etc., was, on motion of Senator Baker, re-referred to the Judiciary Committee.

Senate bill No. 111, by Senator Sharp, relating to fees to be collected by the Secretary of State, etc., and declaring an emergency, was, upon motion of Senator Sharp, indefinitely postponed.

Senate bill No. 127, by Senator Wilshire, relating to the serving and filing of papers in proceedings in the courts, was read the third time.

Upon motion of Senator Wilshire, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Angle, Baker, Baumeister, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire — 26.

Those absent or not voting were: Senators Andrews, Biggs, Clapp, Cornwell, Hamilton, Hammer, Land, and Warburton — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 128, by Senator Wilshire, relating to the manner of taking appeals in justice's court, was read the third time.

Senator Wilshire moved to amend section 1, line 2, of the printed bill, by striking out the words "so as."

The motion carried.

Senator Wilshire moved to amend section 1, line 3, of the printed bill, by inserting after the word "rendered," the words "said notice to be immediately entered upon the docket."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 79, by Senator Rands, relating to exemptions, was read the third time.

Senator Preston moved to amend the title by striking out the words "and providing no exemption against wages."

The motion carried.

Senator Wilshire moved to amend section 1 by striking the following: "There shall be exempt from execution and attachment to every householder in the State of Washington personal property to the amount and value of \$500 in addition to the property exempt under the last preceding section: *Provided, That.*"

The motion carried.

On motion of Senator Preston, the vote whereby the amendment was adopted was reconsidered,

Roll call was demanded by Senators Wilshire, Ruth, Preston, Tolman, Welty, and Rands—6.

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

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow, Herman D., Hall, Hallett, Hamilton, Hemrich, Megler, Rands, Reser, Ruth, Schofield, Sharp, Stewart, Welty, and Wilshire—20.

Those voting nay were: Senators Crow L. C., Davis, Garber, Land, Mantz, Preston, and Tolman—7.

Those absent or not voting were: Senators Biggs, Hammer, LeCrone, Moultray, Sumner, Smith, and Warburton—7.

Senator L. C. Crow moved that the bill be indefinitely postponed.

Roll call was demanded by Senators Andrews, Wilshire, Mentz, Hallett, Crow Herman D., and Tolman—6.

The roll was called, and the motion was lost by the following vote:

Those voting yea were: Senators Crow L. C., Davis, Garber, Land, Mantz, and Tolman—6.

Those voting nay were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Hall, Hallett, LeCrone, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Stewart, Welty, and Wilshire—20.

Those absent or not voting were: Senators Biggs, Hamilton, Hammer, Hemrich, Moultry, Smith, Sumner, and Warburton—8.

Senator Crow moved to strike out the enacting clause in the bill.

The motion was lost.

Senator Land moved to refer the bill to the Judiciary Committee.

The motion was lost.

The bill was referred to the Engrossing Committee.

On motion of Senator Baumeister, Senate bill No. 49, relating to the erection of screens, etc., was re-referred to the Committee on Irrigation and Arid Lands.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 26.

Also, Senate bill No. 66.

The House has concurred in the amendments of the Senate to House bill No. 122.

Also, House bill No. 77.

Also, House bill No. 142.

E. D. COWEN, Chief Clerk.

On motion of Senator Tolman, Senate bill No. 7, establishing a railroad commission, etc., was made a special order for Tuesday, February 19, 1901, at 2:30 o'clock P. M., and the bill ordered printed as amended.

On motion of Senator L. C. Crow, the Senate adjourned at 12 M., until 2 this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Baker, Mantz, Sumner, Warburton, and Welty, excused on account of visiting educational institutions.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Enrolled Bills, respectfully report that the enrolled copy of Senate bill No. 64, entitled "An act providing for the reappraisal of the tide lands at, in front of and adjacent to the town of La Conner, in the county of Skagit, State of Washington," has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

President McBride signed Senate bill No. 64.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Conference, to whom was referred Senate bill No. 30, entitled "An act defining the crime of tampering with a witness, and prescribing the penalty therefor," have had the same under consideration, and we respectively report the same back to the Senate with the recommendation that the Senate do concur in the House amendments

Respectfully submitted.

GEO. D. SCHOFIELD, Chairman.

Concurred in by Senators Preston and Warburton.

The foregoing report was adopted by the following vote:

Those voting yea were: Senators Andrews, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire — 24.

Those absent or not voting were: Senators Angle, Baker, Biggs, Crow Herman D., Hamilton, Mantz, Moultray, Sumner, Warburton, and Welty — 10.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Medicine, Surgery and Hygiene, to whom was referred Senate Bill No. 120, entitled "An act to provide against the adulteration of food; creating a state board of food commission," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendment, to-wit:

Amend section 2 of the printed bill by adding to the section the following: "The term 'drink' as used herein shall not include liquids containing two per cent. or more of alcohol."

Respectfully submitted.

J. J. SMITH, Chairman.

We concur in this report: S. M. LeCrone, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Medicine, Surgery and Hygiene, to whom was referred House bill No. 101, entitled "An act to amend an act to regulate the practice of medicine and surgery in the State of Washington, etc., approved April 10, 1890," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendment, to-wit:

In section 3, page 8, of the engrossed bill, after the word "dentistry" strike out the proviso beginning with the word "*Provided*," down to and including the word "surgeon."

Respectfully submitted.

J. J. SMITH, Chairman.

We concur in this report: S. M. LeCrone, D. E. Biggs.

Roll call was demanded by Senators Smith, LeCrone, Herman D. Crow, L. C. Crow, Rands, and Hall, 6, on the adoption of the foregoing report.

The roll was called, and the report was adopted by the following vote:

Those voting yea were: Senators Angle, Biggs, Clapp, Crow, Herman D., Hall, Hamilton, Hemrich, LeCrone, Megler, Preston, Rands, Reser, Ruth, Schofield, Smith, and Tolman—16.

Those voting nay were: Senators Andrews, Baumeister, Cornwall, Crow L. C., Davis, Garber, Hallett, Hammer, Sharp, Stewart, and Wilshire—11.

Those absent or not voting were: Senators Baker, Land, Mantz, Moultray, Summer, Warburton, and Welty—7.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 79, entitled "An act to amend section 5248a, of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully report that the engrossed copy of Senate bill No. 128, entitled "An act amending section 6755 of Ballinger's Annotated Codes and Statutes of Washington, relating to the manner of taking appeals in justice courts," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT :

The House has passed House bill No. 256, providing for additional judges for the Superior Courts in various counties of the state.

The speaker of the House has signed House concurrent resolution No. 10.

Also, Senate bill No. 64.

Also, House bill No. 42, relating to burial by coroners.

Also, House bill No. 142, providing for the appointment and election of an additional judge for King county.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 42 and 142, and House concurrent resolution No. 10.

INTRODUCTION OF BILLS.

House bill No. 256, by Mr. Barron: An act providing for judges and additional judges for the Superior Courts in various counties in the State of Washington.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

GENERAL FILE.

Senate bill No. 79, by Senator Rands, relating to exemptions, was placed upon its final passage, and passed by the following vote: Yeas 24, nays 3, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallet, Hamilton, Hammer, Hemrich, LeCrone, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, and Wilshire — 24.

Those voting nay were: Senators Garber, Moultray, and Tolman — 3.

Those absent or not voting were: Senators Baker, Biggs, Land, Mantz, Sumner, Warburton, and Welty — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senator L. C. Crow gave notice that at the proper time he would move to reconsider the vote whereby Senate bill No. 79 was passed.

Senate bill No. 128, by Senator Wilshire, relating to the manner of taking appeals in justice's courts, was placed upon its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire — 28.

Those absent or not voting were: Senators Baker, Hammer, Mántz, Sumner, Warburton, and Welty—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate memorial No. 10, by Senator Moultray, relating to the placing of a lighthouse at the entrance of Blaine harbor, was read the third time.

Senator Herman D. Crow moved to amend the last clause, first line, by striking out, between the words "furnish" and "each," the word "to."

The motion carried.

The memorial was referred to the Engrossing Committee.

Senate bill No. 45, by Senator Preston, relating to admission to the Soldiers' Home of veterans of the Indian war of 1855 and 1856, was read the third time.

Senator Tolman moved to amend section 1, line 4, of the original bill, by inserting between the words "Washington" and "of," the word "or."

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Tolman, in the absence of Senator Mántz, Senate bill No. 86, by Senator Mantz, defining trusts, etc., was made a special order for Tuesday morning, February 19, 1901, immediately after regular order of business.

Senate bill No. 151, by Senator Biggs, relating to the punishment of malicious destruction or injury to any lawfully established boom, was read the third time.

On motion of Senator Tolman, the bill was re-referred to Judiciary Committee.

Senate bill No. 152, by Senator Biggs, to prevent and punish the destruction of marks or brands upon logs and other timber, was read the third time.

On motion of Senator Schofield, the bill was re-referred to the Judiciary Committee.

The Senate resolved itself into a committee of the whole to consider Senate bill No. 120, by Senator Smith, entitled "An act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commissioners, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing 'An act to provide against the adulteration of food,' approved March 13, 1899."

The bill was considered in the committee of the whole, Senator Hallett in the chair, and reported the same back to the Senate with the recommendation that it do pass with the following amendments: Amend section 12, line 4 of the printed bill, by inserting after the numerals "(3800)" the word "dollars." Strike out section 17.

On motion of Senator Smith, the report was adopted.

On motion of Senator Smith, the rules were suspended, the reading in the committee of the whole was considered the third reading, and the bill was referred to the Appropriations Committee.

On motion of Senator Preston, the report on House Bill No. 66, by Mr. Stocking, relating to co-partnership, etc., was adopted.

House bill No. 101, by Mr. C. G. Brown, regulating the practice of medicine, etc., was read the third time by sections.

On motion of Senator Smith, the bill was placed upon its final passage, and passed by the following vote: Yeas 23, nays 2, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire

— 23.

Those voting nay were: Senators Hallett and Preston — 2.

Those absent or not voting were : Senators Baker, Cornwell, Land, Mantz, Moultray, Reser, Sumner, Warburton, and Welty—9.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT :

The Speaker of the House has signed House bill No. 77, relating to official bonds.

Also House bill No. 122, providing a deficiency appropriation for the office of the Superintendent of Public Instruction.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator L. C. Crow, the Senate adjourned at 3:45 o'clock P. M., until Friday, February 15, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

THIRTY-THIRD DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Friday, February 15, 1901,
10 o'clock, A. M. }

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Baker, Biggs, Hemrich, Hammer, Mantz, Moultray, Sumner, Warburton, and Welty, excused.

Rev. Mr. Hayes offered prayer.

The journal of yesterday was read and approved.

The president signed House bills Nos. 77 and 122.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT :

We, your Committee on Medicine, Dentistry, Surgery and Hygiene, to whom was referred Senate bill No. 177, entitled "An act changing

the name of the city of New Whatcom, Whatcom county, to Whatcom," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. J. SMITH, Chairman.

We concur in this report: D. E. Biggs, S. M. LeCrone.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 126, entitled "An act to amend sections 14 and 15 of an act entitled 'An act amending an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington,"'" etc., have had the same under consideration, and we respectfully submit herewith a substitute therefor, and recommend that said substitute do pass.

Respectfully submitted.

HAROLD PRESTON, Acting Chairman.

We concur in this report: Geo. D. Schofield, Warren W. Tolman, Stanley Hallett, and W. W. Wilshire.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 35, entitled "An act to make the seashore or sea beach of the Pacific ocean in Pacific and Chehalis counties, State of Washington, a public highway forever, to provide for the cancellation of existing contracts of sale and leases of such seashore and sea beach, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

In section 1, line 1, of the printed bill, strike out the words "and the tide lands and shore," and insert after the word "ocean" the words "including the area or space lying."

In section 1, line 2, of the printed bill, strike out the words "lands abutting or fronting on said ocean and."

In section 1, line 3, of the printed bill, strike out the comma after the first word "shore" and insert the word "and" in lieu thereof.

In section 1, line 3, of the printed bill, strike out the words "and tide lands and shore lands."

In section 1, line 4, of the printed bill, insert before the word "Peterson's" the words "a point three hundred feet southerly from the south line of the government jetty on."

In section 1, line 6, of the printed bill, strike out the colon after the word "public" and insert a period in lieu thereof, and strike out the balance of the section, commencing with the word "provided."

In section 2, line 1, of the printed bill, strike out the words "nor any of said tide lands or shore lands."

In section 3, line 2, of the printed bill, strike out the words "or said tide lands or shore lands."

In section 4, line 1, of the printed bill, strike out the words "or said tide."

In section 4, line 2, of the printed bill, strike out the words "lands or shore lands."

In section 4, line 6, of the printed bill, strike out the words "or said tide lands or shore lands."

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: Geo. D. Schofield, Warren W. Tolman, Stanley Hallett, E. M. Rands, W. W. Wilshire, and Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 57, entitled "An act to make the seashore or seabeach of the Pacific ocean in Chehalis, Jefferson and Clallam counties, State of Washington, a public highway forever; to provide for the cancelation of existing contracts of sale and leases of such seashore and seabeach, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

In section 1, line 1, of the printed bill, strike out the words "and the tide lands and shore" and insert after the word "ocean" the words "including the area or space lying."

In section 1, line 2, of the printed bill strike out the words "lands abutting or fronting on said ocean and."

In section 1, line 3, of the printed bill, strike out the comma after the word "shore" and insert the word "and" in lieu thereof," and strike out the words "and tide lands."

In section 1, line 7, of the printed bill, strike out the colon after the word "public" and insert a period in lieu thereof, and strike out the balance of the section, commencing with the word "Provided."

In section 2, line 1, of the printed bill, strike out the words "nor any of said tide lands or shore land."

In section 3, line 2, of the printed bill, strike out the words "or said tide lands or shore lands."

In section 3, line 3, of the printed bill, strike out the words "said tide lands or shore lands" and insert the word "beach" in lieu thereof.

In section 4, line 1, of the printed bill, strike out the words "or said tide."

In section 4, line 2, of the printed bill, strike out the words "lands or shore lands."

In section 4, line 6, of the printed bill, strike out the words "or said tide lands or shore lands."

Respectfully submitted.

HAROLD PRESTON, Acting Chairman.

We concur in this report: Geo. D. Schofield, Herman D. Crow, Stanley Hallett, E. M. Rands, W. W. Wilshire, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 13, entitled "An act reviving and continuing in effect an act entitled 'An act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be amended as follows, but without recommendation as to its passage:

Strike out the title, and make a new title, as follows:

"An act making an appropriation for the payment of bounties under the provisions of an act approved February 21, 1899, entitled 'An act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington.'"

Strike out section 1.

Amend section 2 so that it will read as follows:

"SECTION 1. That there is hereby appropriated from any moneys in the treasury of the State of Washington not otherwise appropriated, the sum of forty thousand dollars, or so much thereof as may be necessary, to pay any claim or claims for bounty for the production and manufacture of sugar in the State of Washington, earned or to be earned under the provisions of an act approved February 21, 1899, entitled 'An act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington.' Said appropriation shall be disbursed under and subject to the provisions and limitations of said act of February 21, 1899."

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Geo. D. Schofield, Warren W. Tolman, Stanley Hallett, E. M. Rands, W. W. Wilshire, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate bill No. 81, entitled "An act requiring street railway and street car companies or corporations owning or operating street railways and street car lines to employ competent men to operate or assist in operating cars and dummies on such car lines, and defining the meaning of who competent men are for such service, and providing a penalty for the violation of this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Amend section 2, line 3, of the printed bill, by striking out the word "six" after the word "least," and inserting the word "three" in lieu thereof.

Strike out section 4.

Respectfully submitted. PAUL LAND, Chairman.

We concur in this report: J. G. Megler, J. J. Smith, W. F. Reser.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate bill No. 115, entitled "An act to establish a state board of

inspection for steam boilers and for the examination and licensing of engineers, and providing penalties for its violation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be placed on general file.

Respectfully submitted.

PAUL LAND, Chairman.

We concur in this report: J. J. Smith, W. P. Reser.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Corporations other than Municipal, to whom was referred Senate bill No. 99, entitled "An act to amend sections 1, 3 and 4 of an act entitled 'An act to regulate mutual fire insurance companies and associations,' approved March 14, 1899," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

HERMAN D. CROW, Chairman.

We concur in this report: George D. Schofield, W. P. Reser, C. F. Clapp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate bill No. 70, entitled "An act to regulate and limit the hours of employment of females in manufacturing, mechanical and mercantile establishments, laundries, hotels and restaurants; to provide for its enforcement and a penalty for its violation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the substitute bill herewith do pass.

Respectfully submitted.

PAUL LAND, Chairman.

We concur in this report: J. G. Megler, J. J. Smith, W. P. Reser.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 74, entitled "An act giving a preference right of purchase to the owner or owners of uplands adjoining any tide or shore lands of the second class belonging to the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the substitute bill herewith do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: Lincoln Davis, C. F. Clapp, Oliver Hall

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 95, entitled "An act authorizing the

board of regents of the State Agricultural College and School of Science to withdraw from sale lands set apart for the use and support, establishment and maintenance of the State Agricultural College and School of Science, together with the timber, stone, fallen timber, hay or gravel or other valuable materials situated on the said lands," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: Lincoln Davis, C. F. Clapp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH. February 14, 1901.

MR. PRESIDENT:

We, your Committee on State, Granted, School and Tide Lands, to whom was referred Senate bill No. 147, entitled "An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaraing an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: Lincoln Davis, C. F. Clapp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee on State, Granted, School and Tide Lands, to whom was referred House bill No. 91, entitled "An act to reserve to the state the title to certain lands, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: Lincoln Davis, C. F. Clapp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 45, entitled "An act providing for admission to the Soldiers' Home of veterans of the Indian war of 1855-6," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

The House has passed House bill No. 50, providing for the examination of mines and the books of mining corporations, by the stockholders.

Also, House bill No. 141, relating to the destruction of sign boards.

Also, House bill No. 36, relating to the assessment and collection of taxes.

Also, House memorial No. 10, a tribute to the memory of the late Hon. M. W. Miles.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

COMMUNICATION FROM THE GOVERNOR.

The following communication from the Governor was read:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 13, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bill:

Senate bill No. 18, entitled "An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington." Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

INTRODUCTION OF BILLS.

Substitute Senate bill No. 126, by Judiciary Committee: An act to amend sections 13, 14, 15 and 24 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, and 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118, and 121 thereof, and by adding sections 97½, 119¼, 119½, 119¾, 120¼, 120½, 120¾, to said act, and declaring an emergency, approved March 15, 1899," and declaring an emergency.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Substitute Senate bill No. 74, by Committee on State Granted School and Tide Lands: An act giving a preference right to upland owners to purchase adjoining tide or shore lands belonging to the State of Washington.

The bill was read the first time; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Substitute Senate bill No. 70, by Committee on Labor and Labor Statistics: An act to regulate and limit the hours of employment of females in mechanical, mercantile establishment, laundry, hotel and restaurant, to provide for its enforcement and a penalty for its violation.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate memorial No. 12, by Senator Schofield, memorializing the Secretary of the Interior to open for settlement Quiniault Indian reservation.

The memorial was read the first time; and, on motion of Senator Schofield, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to the Committee on Memorials.

Senate bill No. 189, by Senator Tolman: An act amending section 1077 of Ballinger's Annotated Codes and Statutes of Washington, relating to the powers of incorporated cities and towns to maintain and construct water works.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 190, by Senator Preston: An act to insure greater accuracy in short hand reports of judicial and other proceedings.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 191, by Senator Cornwell, by request: An act to amend section 73 of the act of the Legislature known as the Code of Public Instruction, approved by the Governor February 10, 1897.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Education.

Senate bill No. 192, by Senator Preston: An act to amend section 97 of an act entitled "An act to provide for the assess-

ment and collection of taxes in the State of Washington," approved March 15, 1897, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Revenue and Taxation.

House bill No. 50, by Mr. Johnson: An act providing for the examination of mines and the books of mining companies by stockholders; an act for the better protection of the stockholders in corporations doing business under the laws of the State of Washington, for the purpose of carrying on and conducting the business of mining."

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Mines and Mining.

House bill No. 141, by Mr. Rosenhaupt: An act to prevent and punish the defacing or destruction of any sign board or post or mile board or post.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

House bill No. 36, by Mr. Buck: An act repealing section 6 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,'" etc.

The bill was read the first time; and, on motion of Senator Schofield, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

GENERAL FILE.

Senate bill No. 45, by Senator Preston, entitled "An act providing for admission to the Soldiers' Home veterans of the Indian war of 1855-6," was placed on its final passage, and passed by the following vote: Yeas 21, nays 0, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallett, LeCrone, Megler, Preston, Rands, Reser, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—21.

Those absent or not voting were: Senators Baker, Biggs, Garber, Hamilton, Hammer, Hemrich, Land, Mantz, Moultray, Ruth, Sumner, Warburton, and Welty—13.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Andrews, the rules were suspended, and the bill ordered transmitted immediately to the House.

Senate bill No. 177, by Senator Biggs, relating to the changing of the name of New Whatcom, was read the third time.

On motion of Senator Schofield, the rules were suspended, the bill was considered engrossed, placed on its final passage, and passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Land, LeCrone, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—24.

Those absent or not voting were: Senators Baker, Biggs, Hamilton, Hammer, Hemrich, Mantz, Moultray, Sumner, Warburton, and Welty—10.

The emergency clause failed to pass by the following vote: Yeas 22, nays 1, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Land, LeCrone, Megler, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—22.

Senator Preston voted nay.

Those absent or not voting were: Senators Baker, Biggs, Hamilton, Hammer, Hemrich, Mantz, Moultray, Rands, Sumner, Warburton, and Welty—11.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Schofield, the rules were suspended, and the bill ordered transmitted immediately to the House.

On motion of Senator Megler, Senate bill No. 115, by Senator Andrews, entitled "An act to establish a state board of inspection for steam boilers and for the examination and licensing of engineers, and providing penalties for its violation," was indefinitely postponed.

Senate bill No. 99, by Senator Preston (by request), entitled "An act to amend sections 1, 3 and 4 of an act entitled 'An act to regulate mutual fire insurance companies and associations,' approved March 14, 1899," was read the third time by sections.

On motion of Senator Land, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 21, nays 1, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hallett, Hamilton, Land, LeCrone, Megler, Preston, Rands, Reser, Ruth, Schofield, Smith, Tolman, and Wilshire — 21.

Senator Sharp voted nay.

Those absent or not voting were: Senators Baker, Biggs, Crow L. C., Garber, Hammer, Hemrich, Mantz, Moultray, Stewart, Sumner, Warburton, and Welty — 12.

Senate bill No. 147, by Senator Hall, entitled "An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency," was read the third time by sections.

Senator Ruth moved to amend section 6, line 3 of the printed bill, by striking the words "2 years" and inserting the words "1 year" in lieu thereof.

On motion of Senator Rands, the bill was referred to the Judiciary Committee for the purpose of fully protecting the state's interests.

Senate bill No. 13, by Senator Tolman, entitled "An act making an appropriation for the payment of bounties under the provisions of an act approved February 21, 1899, entitled 'An act granting a bounty for the encouragement and production and manufacture of sugar in the State of Washington,'" was read the third time by sections, and referred to the Engrossing Committee.

House bill No. 91, by Mr. Badger, entitled "An act to reserve to the state the title to certain lands, and declaring an emergency," was read the third time by sections.

On motion of Senator Rands, the bill was referred to the Judiciary Committee.

On motion of Senator Megler, the Senate stenographers were instructed to make copies of House amendments to House bill No. 50, for the files of the Senators.

The following resolution was introduced by Senator Preston, and adopted.

Resolved, That all committees of the Senate having before them House bills, which have been amended in the House, shall embody in their report to the Senate the House amendments, so that the members of the Senate may make the necessary corrections on the printed bill before them.

On motion of Senator Land, the Senate adjourned at 12:10 P. M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Schofield, Baker, Biggs, Hammer, Hemrich, Mantz, Moultray, Stewart, Sumner, Warburton, and Welty.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 94, entitled "An act to amend sections 2 and 5 of an act entitled 'An act providing for the creation of the office of the State Veterinary Surgeon, and defining his duties,'" approved March 22, 1895, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: G. Garber, E. Baumeister, W. P. Reser, and O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 142, entitled "An act to amend section 7140 of Ballinger's Annotated Codes and Statutes of Washington," relating to trespassing by hunters, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not pass.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, W. P. Reser, and O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 76, entitled "An act to provide for the protection of quail, mongolian pheasants, prairie chickens and sage hens in Kittitas county, Washington, and making it unlawful to kill or destroy any of said birds prior to October 1, 1903, and making it a misdemeanor, and providing a penalty therefor," have had the same under consideration, and we respectfully report the same back to the senate with the recommendation that the substitute bill do pass.

Respectfully submitted. OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber, O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 163, entitled "An act to protect seed buyers in the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 1, line 4, strike out the words "less than ten dollars or."

At the end of line 5 change the colon to a period.

Strike out all of lines 6 and 7.

Respectfully submitted. OLIVER HALL, Chairman.

We concur in this report: G. Garber, E. Baumeister, W. P. Reser, O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred House bill No. 182, entitled "An act to provide against the adulteration of Paris green and other compounds used for spraying trees and plants," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. OLIVER HALL, Chairman.

We concur in this report: G. Garber, E. Baumeister, W. P. Reser, O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 13, entitled "An act making an appropriation for the payment of bounties," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted. C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 155, providing for the publication of the second biennial report of the State Labor Commissioner, and making an appropriation therefor, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate Substitute bill No. 76, to amend section 7351 and 7359 of Ballinger's Annotated Statutes and Codes of Washington, relating to game birds, and repealing section 5 of chapter VIII, Session Laws of 1899.

The bill was read the first time; and, on motion of Senator Hall, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

The following House resolution, No. 10, by Mr. Albertson, was read, and on motion of Senator L. C. Crow the resolution was adopted:

WHEREAS, It has pleased Him who giveth and taketh away, to call from the field of his earthly labors the Honorable M. W. Miles, who served as a representative of Douglas county, State of Washington, in the Legislature of 1895; and

WHEREAS, The sterling virtues of the deceased endeared him to a wide constituency, both in public and private life, and the Legislature of the state which he served so well, deems it fitting to record an expression of the love and esteem in which his memory is held; now, therefore, be it

Resolved by the Senate and House of Representatives of the State of Washington, That in the death of Honorable M. W. Miles the state has lost a citizen who was always faithful and courageous in the discharge of his public duties; his friends, a comrade who was kind, loyal and unselfish; his family, a tender and loving husband and son. It is further

Resolved, That this resolution be spread on the records of the Senate and House of Representatives, and that a copy be transmitted to the family of the deceased.

GENERAL FILE.

Senate bill No. 13, by Senator Tolman, relating to the manufacture of sugar and making an appropriation therefor, etc., was placed on its final passage, and passed by the following vote: Yeas 22, nays 0, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber,

Hall, Hallett, Hamilton, Land, LeCrone, Megler, Preston, Rands, Reser, Ruth, Sharp, Smith, and Tolman — 22.

Those absent or not voting were: Senators Baker, Biggs, Hammer, Hemrich, Mantz, Moultray, Schofield, Stewart, Sumner, Warburton, Welty, and Wilshire — 12

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 35, by Senator Megler, relating to making the seashore or seabeach of the Pacific ocean, in Pacific and Chehalis counties, a public highway, etc., and declaring an emergency, was read the third time by sections, and referred to the Engrossing Committee.

Senate bill No. 57, by Senator Schofield, relating to making the seashore or seabeach of the Pacific ocean, in Chehalis, Jefferson and Clallam counties, a public highway forever, etc., and declaring an emergency, was read the third time by sections, and referred to the Engrossing Committee.

Senate bill No. 81, by Senator Land, entitled "An act requiring street railway and street car companies or corporations owning or operating street railways and street car lines to employ competent men to operate or assist in operating cars and dummies on such car lines and defining the meaning of who competent men are for such service, and providing a penalty for the violation of this act," was read the third time by sections.

Senator Preston moved to amend section 2, line 6, of the printed bill, by striking out the period after the word "required" and inserting a comma in lieu thereof, and adding thereafter the words "except during the existence of a strike."

The motion carried.

Senator L. C. Crow moved to amend section 3, line 6, of the printed bill, by striking out the words "to such offense."

The motion carried.

Senator Land moved to reconsider the vote whereby the amendment to section 2, line 6, was adopted.

The motion carried.

Thereupon Senator Preston withdrew his amendment.

On motion of Senator Preston, the bill was re-referred to the Committee on Labor and Labor Statistics.

The Committee on Labor and Labor Statistics offered the following amendment, which was adopted:

Add to section 2 the following: "*Provided*, That during a strike on the street car lines, the railway companies may employ competent men who have not worked three days on said particular street car line."

The bill was referred to the Engrossing Committee.

House bill No. 182, by Mr. Ingraham, An act to provide against the adulteration of Paris Green, etc., for spraying trees and plants, was read the third time by sections.

Senator Preston moved to amend section 5, line 3, of the printed bill, by striking between the words "expenses" and "all" the word "and."

The motion carried.

Senator Wilshire moved to amend section 4, line 5, of the engrossed bill, after the word "act" by striking the words "by and with the advice and consent of the prosecuting attorney of each county" and inserting the words "with the assistance of the prosecuting attorney."

The motion carried.

The bill was temporarily laid over.

The following messages from the Governor were read:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 14, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bill:

Senate bill No. 64, entitled "An act providing for the re-appraisal of tide lands in front of the town of La Conner, Skagit county, Washington," etc.

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 14, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bills:

Senate bill No. 26, entitled "An act making a deficiency appropriation for postage and incidentals and for clerical assistance in the office of the Secretary of State."

Senate bill No. 66, entitled "An act making deficiency appropriations for sundry civil expenses of the Department of Public Printing for the fiscal year ending March 31, 1901."

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

The secretary was excused from duty on Saturday.

Senator Herman D. Crow moved to adjourn until 10 o'clock A. M. Saturday, February 16, 1901.

Senator Hamilton moved to amend the motion of Senator Crow by adjourning until Monday, February 18, at 2 o'clock P. M.

Roll call was demanded by Senators Hamilton, Tolman, Herman D. Crow, L. C. Crow, Wilshire, and Angle.

The roll was called and the amendment was lost by the following vote.

Those voting yea were: Senators Angle, Clapp, Cornwell, Davis, Hall, Hamilton, Land, LeCrone, and Smith — 9.

Those voting nay were: Senators Andrews, Baumeister, Crow Herman D., Crow L. C., Garber, Hallet, Megler, Preston, Reser, Sharp, Tolman, and Wilshire — 12.

Those absent or not voting were: Senators Baker, Biggs, Hammer, Hemrich, Mantz, Moultray, Rands, Ruth, Schofield, Stewart, Sumner, Warburton, and Welty — 13.

The motion carried.

The Senate adjourned at 3:30 P. M., until 10 o'clock A. M. Saturday, February 16, 1901.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

THIRTY-FOURTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Saturday, February 16, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Cornwell, Hammer, Moultray, Schofield, Stewart, Tolman, and Senators Angle, Baker, Biggs, Hemrich, Mantz, Sumner, and Warburton, excused.

Rev. Mr. Hayes offered prayer.

On motion of Senator Hamilton, the reading of the journal was dispensed with.

On motion of Senator Hamilton, the Senate adjourned at 10:20 A. M. until Monday, February 18, 1901, at 1:30 P. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

THIRTY-SIXTH DAY.

AFTERNOON SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, February 18, 1901,
1:30 o'clock P. M. }

President McBride called the Senate to order at the hour of 1:30 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Hammer, Moultray and Sumner.

Rev. Mr. Badger offered prayer.

The journal of Saturday was read and approved.

The journal of Friday was approved.

Senator Schofield was called to the chair.

On motion of Senator Mantz, Senate bill No. 146, in relation to fixing passenger rates, etc., was taken from Committee on Revenue and Taxation, and placed with the Committee on Railroads and Transportation.

A petition from the Women's Reading Club of Walla Walla, relating to the provision in the public schools for manual training, was read, and, upon motion of Senator Land, referred to Committee on Education.

Senator Sharp presented a petition from the attorneys of Chelan county bar with reference to their opposition to being placed in a judicial district with Kittitas and Yakima, and favoring being placed with Chelan, Douglas and Okanogan, which was read and referred to Judiciary Committee.

Senator Hallett presented a petition from the Spokane Flower Association against the cutting of forest trees and printing signs on rocks and cliffs.

On motion of Senator Hallett, it was laid on the table until a similar petition should be presented from the Seattle Floral Association.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 30, entitled "An act defining the misdemeanor of tampering with a witness and prescribing the penalty therefor," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.

GRANT C. ANGLE.

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

Your Committee on Enrolled bills respectfully reports that the enrolled copy of Senate bill No. 155, entitled "An act ordering the state printer to print and publish the Second Biennial Report of State Labor Commissioner and appropriating money therefor," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 155,

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully report that the engrossed copy of Senate bill No. 57, entitled "An act to make the seashore or seabeach of the Pacific ocean in Chehalis, Jefferson and Clallam counties, State of Washington, a public highway forever; to provide for the cancelation of existing contracts of sale and leases of such seashore and seabeach, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully report that the engrossed copy of Senate bill No. 81, entitled "An act requiring street railway and street car companies or corporations owning or operating street railways and street car lines to employ competent men to operate or assist in operating cars and dummies on such car lines, and defining the meaning of who competent men are for such service, and providing a penalty for the violation of this act," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully report that the engrossed copy of Senate bill No. 35, entitled "An act to make the sea-

shore or seabach of the Pacific Ocean in Pacific and Chehalis counties, State of Washington, a public highway forever; to provide for the cancellation of existing contracts of sale and leases of such seashore and seabeach, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate memorial No. 10 has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 188, entitled "An act for the relief of H. N. Price," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: J. G. Megler, W. P. Reser, L. B. Andrews, J. P. Sharp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 25, entitled "An act to establish and maintain a fish hatchery on the Grande Ronde river, and appropriating funds therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: J. G. Megler, W. P. Reser, L. B. Andrews, J. P. Sharp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 120, entitled "An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commission, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing 'An act to provide against the adulteration of food,' approved March 13, 1899," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

Strike out all of section 12, of printed bill.

Make section 13 read section 12.

Make section 14 read section 13.

Make section 15 read section 14.

Make section 16 read section 15, and as amended it do pass.

Respectfully submitted. ED. S. HAMILTON, Chairman.

We concur in this report: J. G. Megler, W. P. Reser, L. B. Andrews, J. P. Sharp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 9, entitled "An act to establish a general, uniform system of public schools in the State of Washington," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 2, line 9, of the printed bill, strike out the word "May," and substitute the word "June" in lieu thereof.

In section 3, line 6, strike out the word "May," and substitute the word "June" in lieu thereof.

In section 4, line 3, strike out the word "April," and substitute the word "May" in lieu thereof.

Respectfully submitted. S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow, O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred Senate bill No. 105, entitled "An act to amend sections 9, 10 and 13 of an act entitled and cited as the Code of Public Instruction of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 2, after the word "furnishing" in line 4 of the printed bill, insert the following: "Transportation to and from school and other."

In section 3, line 10, strike out the word "July" and substitute the word "June" in lieu thereof.

Respectfully submitted. S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow, O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred Senate bill No. 156, entitled "An act to amend section 12 of an act entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177,

222, 223, 255, all being of said act, also declaring an emergency," approved in part March 15, 1899, and declaring an emergency, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 1, line 10, of the printed bill, after the word "section" insert a period and strike out the remainder of the section beginning with the word "as."

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow, O. T. Cornwell

The report was adopted.

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 163, entitled "An act to protect seed buyers in the State of Washington," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 155.

The House has passed House bill No. 181, appropriating money for the state salmon hatcheries.

Also, House bill No. 17, exempting municipal corporations from advancing court fees.

Also, House bill No. 170, relating to city charters.

Also, House bill No. 112, amending an act providing for the improvement of rivers and streams.

Also, House bill No. 196, relating to appeals from justice's courts.

Also, House bill No. 197, relating to liens on logs and timber.

Also, House bill No. 184, relating to the records of naturalization.

Also, House bill No. 87, relating to attendance of witnesses before notaries public and justices of the peace.

Also, House bill No. 220, creating the county of Riverside.

Also, House bill No. 125, relating to the institution of civil actions in the Superior Courts.

The House has failed to concur in the amendment made by the Senate to House bill No. 101, and Messrs. Merritt, Raine, and Sims have been appointed as a conference committee.

The House has also failed to concur in the amendment made by the Senate to House bill No. 60, and Messrs. Bishop, Lewis, and Britton have been appointed as a conference committee.

The House has passed Senate bill No. 177.

Also, House bill No. 128.

Also, House bill No. 172.

Also, House bill No. 187.
Also, House bill No. 119.
Also, House bill No. 115.
Also, House bill No. 218.
Also, House bill No. 151.
Also, House bill No. 254.
Also, House bill No. 253.
Also, House bill No. 116.
Also, House bill No. 200.
Also, House bill No. 89.
Also, House bill No. 201.
Also, House bill No. 199.
Also, House bill No. 160.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 193, by Senator Baker: An act to amend an act entitled "An act in relation to and to prevent the introduction or spread of disease among sheep, and repealing an act in relation to and to prevent the introduction or spread of disease among sheep, approved February 2, 1888, and declaring an emergency," and providing for punishment of violations thereof, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Baker, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture.

Senate bill No. 194, by Senator Wilshire: An act to amend section 5058 of Ballinger's Annotated Codes and Statutes of Washington, relating to filing, serving, settling and certifying bills of exceptions and statements of facts.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 195, by Senator Tolman: An act relating to the payment of fees to public officers for appearing and testifying as witnesses in judicial proceedings.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 196, by Senator Hallett: An act for the protection of bass, perch, pickerel and pike in the waters of this state.

The bill was read the first time; and, on motion of Senator Hallett, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture.

Senator Wilshire introduced Senate concurrent resolution No. 15, as follows :

WHEREAS, The experience of many of the older states seems to have demonstrated the efficiency of the voting machine, both as a labor-saving and inexpensive means of correctly registering the popular will at elections, and of eliminating the common complaint of fraud and undue influence, and of preventing the disfranchisement of voters through erroneous marking of ballots, and whereas in many of the more densely populated portions of this state there is a more or less general desire for the adoption of such machines, but through want of knowledge of their practical working and of the extent to which their use could be adopted to advantage, consistent with economy, and until definite information can be obtained, a proper and practical measure looking to the use of such machines can not be presented to the Legislature for its action : Therefore, be it

Resolved by the Senate and House of Representatives of the State of Washington, That an advisory committee, to consist of one senator, to be named by the president of the Senate, and two members of the House, to be named by the speaker of the House, be appointed to act as a commission, without compensation, to inquire into the practicability and advisability of adopting the use of voting machines in the whole or any part of this state; and to examine such of the voting machines as shall be submitted to them, and to make report to the next session of the Legislature of the results of such examination, and to report such a measure as they shall think proper, if any, to provide for the adoption of such machines.

On motion of Senator Wilshire, the resolution was adopted.

House bill No. 87, by Mr. Rawson : An act giving the Superior Court jurisdiction to enforce attendance of witnesses before notaries public, justices of the peace and other officers authorized to take depositions ; providing for punishment of witnesses failing to obey the order of the court, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 184, by Mr. Burch: An act in relation to the records of naturalization.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 197, by Mr. Gorham: An act amending section 5945 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens on logs and timber.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 196, by Mr. Gorham, relating to appeals from justices' courts.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 112, by Mr. Sims: An act amending section 4391 of volume 1 of Ballinger's Annotated Codes and Statutes of Washington, etc.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

House bill No. 170, by Mr. York: An act to enable cities that have adopted charters to validate warrants for salaries of elective officers of such cities, etc.

The bill was read the first time; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 181, by Mr. Fairchild, by request: An act appropriating money for the state salmon hatcheries.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 17, by Mr. Britton: An act exempting municipal corporations from advancing and paying fees for official services of salaried court officers in actions and proceedings in the courts of this state.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 125, by Mr. York: An act to amend section 7 of an act providing the manner of commencing civil actions in the Superior Courts, to bring the same to trial, and providing for service of summons on an insane person.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 220, by Committee on Counties and County Boundaries: An act to create the county of Riverside, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties.

The bill was read the first time; and, on motion of Senator Baker, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Counties and County Boundaries.

House bill No. 116, by Mr. Comstock: An act relating to quarantine in cities.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

House bill No. 253, by Mr. Earles: An act to prevent and punish the destruction of marks or brands upon logs and other timber.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Commerce.

House bill No. 254, by Mr. Earles: An act to punish the malicious destruction or injury to any lawfully established boom.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 151, by Mr. Dawes: An act relating to liens upon steamers, vessels and boats, their tackle, apparel and furniture.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

Senate [House] bill No. 201, by Mr. Philbrick: An act providing for the erection of a monument to the dead soldiers of the

Washington Volunteers, and making an appropriation therefor, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, and referred to the Committee of the Whole and made a special order for 11:30 A.M., Tuesday, February 19, 1901.

House bill No. 89, by Mr. Rosenhaupt: An act to provide when survivors or representatives of a deceased person may sue.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 128, by Mr. Jones: An act to promote and establish the efficiency of free public libraries, and for the purpose of establishing a State Library Commission, and appropriating \$2,000 for traveling library fund.

The bill was read the first time; and, on motion of Senator Land, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

House bill No. 200, by Mr. Ferguson: An act to amend section 4381 of Ballinger's Annotated Codes and Statutes of Washington, relating to tolls of boom companies, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 199, by Mr. Stocking: An act to amend an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, as the same was amended by act approved March 15, 1899, by adding to said act an extra section, to be known as section 58½, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Revenue and Taxation.

House bill No. 172, by Mr. Dawes: An act appropriating money for the payment of certain judgments against the State of Washington.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second

time by title, and referred to the Committee on Claims and Auditing.

House bill No. 160, by Mr. Williams: An act appropriating money for postage and incidentals, and for clerical assistance in the office of the Attorney General, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 115, by Mr. Britton: Relating to the regulating of sanitary construction of house drainage and plumbing, etc., in cities of the first class.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 218, by Mr. Jones: An act to provide for the appointment of wreckmasters and amending section 3259 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 119, by Mr. Miller: An act requiring railway companies to build and maintain highway crossings.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Railroads and Transportation.

House bill No. 187, by Mr. Fairchild: An act for the relief of A. C. Little, State Fish Commissioner.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second by title, ordered printed, and referred to the Committee on Appropriations.

GENERAL FILE.

Senate memorial No. 10, by Senator Moultray, with reference to the placing of a lighthouse at the entrance of Blaine harbor, etc., and making an appropriation therefor, was placed upon its final passage and passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, Le-

Crone, Mantz, Megler, Preston, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were: Senators Biggs, Hammer, Moultray, Rands, and Sumner—5.

Senator Baker was called to the chair.

Senate bill No. 57, by Senator Schofield, An act to make the seashore or sea beach of the Pacific ocean in Chehalis, Jefferson and Clallam counties, State of Washington, a public highway forever, to provide for the cancellation of existing contracts of sale and leases of such seashore and sea beach, and declaring an emergency, was placed upon its final passage and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—30.

Those absent or not voting were: Senators Biggs, Hammer, Moultray, and Sumner—4.

The emergency clause passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were: Senators Biggs, Garber, Hammer, Moultray, and Sumner—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senator Schofield resumed the chair.

Senate bill No. 35, by Senator Megler, relating to making the seashore of the Pacific ocean in Pacific and Chehalis counties a public highway, etc., and declaring an emergency, was placed upon its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone,

Mantz, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—30.

Those absent or not voting were: Senators Biggs, Hammer, Moultray, and Sumner—4.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hamilton, Hemrich, Land, Mantz, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—27.

Those absent or not voting were: Senators Biggs, Cornwell, Garber, Hammer, LeCrone, Moultray, and Sumner—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 81, by Senator Land, An act requiring street railway and street car companies or corporations owning or operating street railways and street car lines to employ competent men to operate or assist in operating cars and dummies on such car lines and defining the meaning of who competent men are for such service, and providing a penalty for violation of this act, was placed upon its final passage, and passed by the following vote: Yeas 22, nays 3, absent or not voting 9.

Those voting yea were: Senators Angle, Baumeister, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hamilton, Land, Mantz, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, and Wilshire—22.

Those voting nay were: Senator Andrews, Baker and Hallett—3.

Those absent or not voting were: Senators Biggs, Clapp, Cornwell, Hammer, Hemrich, LeCrone, Moultray, Sumner, and Welty—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 163, by Senator Land, An act to protect seed-buyers in the State of Washington, was read the third time by sections, and referred to Engrossing Committee.

Senate bill No. 94, by Senator Sharp, An act amending an act relating to the office of State Veterinary Surgeon, etc., was read the third time by sections.

On motion of Senator Sharp, the rules were suspended, the bill was considered engrossed, was placed upon its final passage, and passed by the following vote: Yeas 29, nays 5, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were: Senators Biggs, Hamilton, Hammer, Moultray, and Sumner—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 142, by Senator Sharp, relating to trespassing by hunters, was read the third time.

On motion of Senator Sharp, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and failed to pass by the following vote: Yeas 8, nays 19, absent or not voting 7.

Those voting yea were: Senators Andrews, Garber, Hamilton, Preston, Ruth, Sharp, Smith, and Wilshire—8.

Those voting nay were: Senators Angle, Baker, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hemrich, LeCrone, Mantz, Rands, Reser, Schofield, Stewart, Tolman, Warburton, and Welty—19.

Those absent or not voting were: Senators Biggs, Clapp, Hammer, Land, Megler, Moultray, and Sumner—7.

On motion of Senator Preston, Senate Bill No. 169, by the Judiciary Committee, entitled "An act creating the office of official court stenographers, prescribing their qualifications, the manner of their appointment and removal, and their compensation," was rereferred to the Judiciary Committee.

Senate bill No. 170, by the Committee on Appropriations, entitled "An act transferring moneys from the revolving fund of the State Penitentiary to the general fund of the State of Washington, and providing a method for the said transfer," was read the third time by sections.

On motion of Senator Schofield, the rules were suspended, the bill was considered engrossed, placed upon its final passage,

and passed by the following vote: Yeas 31, nays 0, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 31.

Those absent or not voting were: Senators Hammer, Moultray, and Sumner — 3.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 121, by Senator Hallett, entitled "An act to curtail the propagation of the criminal classes," was read the third time by sections.

Senator Wilshire moved to amend section 1, line 4, of the printed bill, by adding after the word "felony" the words "whether such prior conviction shall have taken place in this state or any other state."

The motion carried.

Senator Sharp moved to amend section 1, line 2, of the printed bill, by inserting between the words "of" and "rape" the words "incest or."

The motion carried.

The bill was referred to the Engrossing Committee.

Senator L. C. Crow moved to reconsider the vote whereby Senate bill No. 79, relating to exemptions, was passed.

Roll call was demanded by Senators L. C. Crow, Tolman, LeCrone, Warburton, Land, and Hamilton.

The motion was lost by the following vote:

Those voting yea were: Senators Angle, Biggs, Crow L. C., Davis, Garber, Hamilton, Land, LeCrone, Mantz, Tolman, and Warburton — 11.

Those voting nay were: Senators Andrews, Baker, Baumeister, Cornwell, Crow Herman D., Hall, Hemrich, Megler, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Welty, and Wilshire — 18.

Those absent or not voting were: Senators Clapp, Hallett, Hammer, Moultray, and Sumner — 5.

On motion of Senator Andrews, the Senate adjourned at 4 o'clock P. M. until Tuesday, February 19, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

THIRTY-SEVENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, February 19, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 A. M., pursuant to adjournment.

The secretary called the roll; all members being present.

Rev. Mr. Badger offered prayer.

The journal of yesterday was read and approved.

The president signed Senate bill No. 30.

The president appointed Senators Smith, Biggs and LeCrone as a conference committee on House bill No. 101.

The president appointed Senators Clapp, Hamilton and Hemrich as a conference committee on House bill No. 60.

Senator Megler was called to the chair.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 121, entitled "An act to curtail the propagation of the criminal classes," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 166, entitled "An act authorizing cities of the first class to purchase or set apart lands for the purposes of public libraries," etc., have had the same under consideration, and we respectfully

report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, C. A. Mantz, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred petition from farmers and citizens of Walla Walla county, have had the same under consideration, and we respectfully refer the same to the Committee on Memorials with the request that they prepare such memorial embodying the matter contained in said petition.

Respectfully submitted. C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow.

The report was adopted.

OLYMPIA, WASH., February 18, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 76, entitled "An act to empower the school board of any district to establish and maintain free kindergartens for the instruction of children between three and six years of age," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 1, line 13, of the printed bill, strike out the words "teachers' institute" and substitute the words "training school" in lieu thereof.

The following are House amendments:

In section 1, line 13, strike out the comma after the word "institute" and substitute a period in lieu thereof, and strike out all the remainder of the section.

Respectfully submitted. S. M. LECRONE, Chairman.

We concur in this report: L. C. Crow, O. T. Cornwell, L. B. Andrews.

The report was adopted.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 177, entitled "An act to change the name of the city of New Whatcom to the city of Whatcom," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted. J. R. WELTY, Chairman.

The President signed Senate bill No. 177.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House bill No. 101.

The speaker of the House has signed Senate bill No. 30.

Also, Senate bill No. 177.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 197, by Senator Rands : An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation.

The bill was read the first time ; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Revenue and Taxation.

Senate bill No. 198, by Senator Schofield : An act providing for a state wagon road, beginning at the city of Montesano, in Chehalis county, Washington ; thence westerly on the north side of the Chehalis river to the city of Aberdeen ; thence westerly over the present established plank road to the city of Hoquiam ; thence westerly to Grays Harbor city ; thence westerly over the shortest and most practicable route to the ocean beach ; thence northerly following the ocean beach of the Pacific ocean to a point near the mouth of the Hoh river, in Jefferson county ; thence northeasterly up the Hoh river, a distance of about eight miles ; thence northerly crossing the divide of the Bogachiel river to the Forks in Chehalis county ; thence northerly over the present laid out county road to Pysht ; thence easterly to Port Angeles, making an appropriation therefor, and creating a road commission.

The bill was read the first time ; and, on motion of Senator Schofield, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Senate bill No. 199, by Senator LeCrone : An act to protect the public in the sale and regulate the advertisement for sale of poisons.

The bill was read the first time ; and, on motion of Senator LeCrone, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

Senate bill No. 200, by Senator Hamilton : An act for the relief of the heirs-at-law of J. M. Vansyckle.

The bill was read the first time; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 201, by Senator Hamilton: An act providing for a wagon road beginning at the nearest practicable point to the intersection of Railroad avenue and the eastern terminus of Commercial avenue, according to the plat of the State Board of Land Commissioners, thence in a northeasterly direction by the most feasible and practicable route to Julia's Gulch in the northwest quarter (N. W. $\frac{1}{4}$) of the northwest quarter (N. W. $\frac{1}{4}$) of section thirty-six (36), township twenty-one (21) north, range three (3) east, W. M., and creating a road commission, and making an appropriation therefor.

The bill was read the first time; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Petition was presented by Senator Land, from the dealers and fruit growers of King county, asking that the horticultural law be maintained, which was read and placed on the table to be referred to the Committee on Agriculture at the proper time.

Senate bill No. 202, by Senator Biggs: An act extending the right of eminent domain to water power companies, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Biggs, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 203, by Senator Hemrich: An act providing for voting on a constitutional amendment at the general election to be held in November, 1902, amending section 23, of article 11, of the constitution of the State of Washington, relating to legislative department and the compensation of members of the legislature.

The bill was read the first time; and, on motion of Senator Hemrich, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Constitution and Constitutional Revision.

GENERAL FILE.

On motion of Senator Mantz, Senate bill No. 86, An act defining trusts, etc., was referred to Judiciary Committee.

Senate bill No. 163, by Senator Land, entitled "An act to protect seed buyers," was placed upon its final passage, and passed by the following vote: Yeas 19, nays 9, absent or not voting 6.

Those voting yea were: Senators Angle, Baker, Biggs, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Land, LeCrone, Mantz, Megler, Moultray, Reser, Ruth, Tolman, Warburton, and Welty—19.

Those voting nay were: Senators Andrews, Baumeister, Hallett, Hammer, Preston, Rands, Sharp, Stewart, and Wilshire—9.

Those absent and not voting were: Senators Crow Herman D., Hamilton, Hemrich, Schofield, Smith, and Sumner—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 121, by Senator Hallett entitled "An act to curtail the propagation of the criminal classes," was placed upon its final passage, and passed by the following vote: Yeas 23, nays 4, absent or not voting; 7.

Those voting yea were: Senators Angle, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Davis, Garber, Hallett, Hammer, Hemrich, Mantz, Megler, Moultray, Preston, Reser, Ruth, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—23.

Those voting nay were: Senators Andrews, Baker, Hall, and Sharp—4.

Those absent or not voting were: Senators Crow Herman D., Hamilton, Land, LeCrone, Rands, Schofield, and Smith—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute for Senate bill No. 70, by Committee on Labor and Labor Statistics, entitled "An act regulating the hours of employment of females in mercantile establishments, etc.," was read the third time by sections, the rules were suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 22, nays 7, absent or not voting, 5.

Those voting yea were: Senators Angle, Baumeister, Biggs, Clapp, Crow L. C., Davis, Garber, Hallett, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Smith, Tolman, Welty, and Wilshire—22.

Those voting nay were: Senators Baker, Cornwell, Hall, Schofield, Sharp, Stewart, and Sumner—7.

Those absent or not voting were: Senators Andrews, Crow Herman D., Hamilton, Mantz, and Warburton—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Upon motion of Senator Preston, substitute for Senate bill No. 74, by Committee on State Granted, School and Tide Lands, entitled "An act giving a preference right to upland owners to purchase adjoining tide or shore lands belonging to the State of Washington," was referred to the Judiciary Committee.

Substitute for Senate bill No. 76, by Committee on Agriculture, entitled "An act to amend sections 7351 and 7359 of Ballinger's Annotated Codes and Statutes of Washington, relating to game birds, and repealing section 5 of chapter CXXXVIII, Session Laws of 1899," was read the third time by sections.

Senator Ruth moved to amend section 1, line 5, of the printed bill, by striking out the word "August" and inserting the word "September" in lieu thereof.

The motion was lost.

Senator Hall offered the following amendments to the bill, which were adopted:

Amend the title to read as follows:

"An act to amend sections 7351 and 7359, of Ballinger's Annotated Codes and Statutes relating to game birds, and repealing section 5 of the act approved March 14, 1899, entitled 'An act to amend sections 2, 3, 12, 13 and 15 of an act entitled "An act for the protection of game animals and birds, and song birds, and to define and punish as misdemeanors all violations thereof, vesting the county commissioners with authority to appoint game wardens, defining their duties, fixing their compensation, and defining the duties of certain county, precinct and municipal peace officers, and repealing sections 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 271, 272, of the Penal Code of the State of Washington, approved March 11, 1897.'"

Amend section 3 to read as follows:

"SEC. 3. That section 5 of an act approved March 14, 1899, entitled 'An act to amend sections 2, 3, 12, 13 and 15 of an act entitled "An act

for the protection of game animals and birds, and song birds, and to define and punish as misdemeanors all violations thereof, vesting the county commissioners with authority to appoint game wardens, defining their duties, fixing their compensation, and defining the duties of certain county, precinct and municipal peace officers, and repealing sections 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 271, 272, of the Penal Code of the State of Washington, approved March 11, 1897," be and the same is hereby repealed.' "

The bill was referred to the Engrossing Committee.

Substitute for Senate bill No. 82, by Committee on Labor and Labor Statistics, entitled "An act requiring horseshoers in cities of first, second and third classes in this state to pass an examination, and providing for a board of examiners in said cities," etc., was read the third time by sections.

Senator Hall moved to amend section 1, line 2, of the printed bill, by striking out the words "and third."

The motion was lost.

Senator Mantz moved to amend section 1, line 2, of the printed bill, by striking out the words "of first, second and third class" and inserting the words "5,000 population or over," in lieu thereof.

The motion carried.

Senator Herman D. Crow moved to amend section 1, line 1, of the printed bill, by adding after the word "thereover" the words "according to the last federal census."

Senator Angle moved to amend the amendment of Senator Crow, by adding the words "according to the last federal or state census."

The amendment to the amendment was adopted.

Senator Baker moved to strike out section 8.

The motion carried.

Senator Angle moved that the bill be re-referred to the Committee on Labor and Labor Statistics.

The motion was lost.

Senator Welty moved that the bill be indefinitely postponed.

The motion was lost.

Senator Moultray moved to reconsider the vote whereby section 1, line 2, was amended as above.

The motion carried.

The amendment was lost.

On motion of Senator Land, the rules were suspended, the bill was considered engrossed, placed upon its final passage and passed by the following vote: Yeas 24, nays 9, absent or not voting 1.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Crow Herman D., Davis, Garber, Hallett, Hamilton, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Reser, Ruth, Sharp, Sumner, Tolman, Warburton, Welty, and Wilshire—24.

Those voting nay were: Senators Cornwell, Crow L. C., Hall, Hammer, Mantz, Rands, Schofield, Smith, and Stewart—9.

Absent and not voting, Senator Baumeister.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The time having arrived for the consideration of House bill No. 201, by Mr. Philbrick, entitled "An act providing for the erection of a monument to the dead volunteer soldiers of Washington," made a special order for 11:30 A. M., the Senate resolved itself into a committee of the whole to consider the same.

The bill was considered in the committee of the whole, Senator Tolman in the chair, and reported back to the Senate that the bill be recommended to pass with the following amendments: That the preamble be stricken. That in section 1, lines 2 and 3, of the printed bill, strike out the words "at the state's burial lot in Masonic cemetery near," and insert the words "in the city park of the city of" in lieu thereof.

On motion of Senator Baker, the report was adopted.

The following substitute for House bill No. 201, was offered by Senator Hallett, and on motion was rejected:

AN ACT providing for a memorial to the dead soldiers of the Washington Volunteers, and making an appropriation therefor.

WHEREAS, There are buried in the Masonic cemetery at Olympia, Washington, nine unclaimed dead of the First Washington Volunteers; and

WHEREAS, There is no suitable or proper monument erected to said unclaimed dead commemorative of their heroic and patriotic services; and

WHEREAS, It is proper that the State of Washington make just recognition of the gallant services of her soldiers; and

WHEREAS, There is some \$6,000 remaining unexpended from the money heretofore appropriated to make provision for interment of said soldiers; and

WHEREAS, Five per cent. interest being the rate the state now pays on its warrants, on this \$6,000, is \$300 per annum: Therefore,

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That there be and is hereby appropriated out of the general fund of the State of Washington, in the hands of the treasurer not otherwise appropriated, the sum of three hundred dollars annually to assist in maintaining a ward in some hospital to be hereafter designated in the State of Washington. Said ward to be known and designated "The First Washington Phillipine Memorial Ward."

SEC. 2. The Legislature of the State of Washington shall have power from time to time to change the location of said "memorial ward" as in their judgment may be deemed wise.

SEC. 3. There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of six hundred (\$600) dollars for the two years commencing April 1, 1901, for the purpose of carrying out the provisions of this act.

On motion of Senator Hamilton, House bill No. 201 was placed upon its final passage, and was passed by the following vote: Yeas 32, nays 1, absent or not voting 1.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallet, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 32.

Senator Garber voted nay.

Absent or not voting, Senator Land.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Warburton, the Senate adjourned at 12 o'clock M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senator Megler, President *pro tem.*, called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present.

GENERAL FILE.

Substitute for Senate bill No. 126, by Committee on Judiciary, entitled "An act to amend sections 13, 14, 15 and 24 of an act

entitled 'An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96,' etc., was read the third time by sections.

Senator Preston moved to amend section 2, line 15, of the printed bill, by striking out the word "ten" and inserting the word "five" in lieu thereof.

The motion carried.

Senator Herman D. Crow moved to amend section 2 of the printed bill by striking the words beginning with "if" in line 12, up to and including the word "cost" in line 15.

The motion carried.

Senator Tolman moved to amend section 4, line 1 of printed bill, by striking the word "sooner," and inserting the words "later than June 1, 1901," in lieu thereof.

The motion was lost.

Senator Wilshire moved to amend section 2, line 8 of the printed bill by inserting after the word "judgment" the words "without charge to the holder of said certificate."

The motion carried.

Senator Rands moved to amend section 1 of the printed bill by adding sub-division 5 thereto, as follows :

"5. A copy of said notice shall be delivered to the county treasurer. Thereafter when any owner of real property or person interested therein seeks to redeem as provided in section 17 of this act, the treasurer shall ascertain the amount of costs accrued in foreclosing said certificate, and include said costs as a part of the redemption required to be paid."

The motion carried.

Senator Rands moved to amend section 2, line 12 of the printed bill by inserting after the word "services" the words "the holder of a certificate of delinquency may employ an attorney other than the attorney provided for in the notice to foreclose the the same, but no attorney fee shall be taxed as costs."

The motion carried.

The bill was referred to the Engrossing Committee.

President McBride resumed the chair.

The time having arrived for the consideration of Senate bill No. 7, by Senator Tolman, entitled "An act providing for a railway commission," made a special order for 2:30 P. M., the

Senate resolved itself into a committee of the whole to consider the same.

The bill was considered in the committee of the whole, Senator Mantz in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments :

That section 1, line 6, of the printed bill, be amended by striking the sentence beginning with the words "The governor," up to and including the word "qualified" in line 7. That section 3, line 1, of the printed bill, be amended by inserting after the word "railroad" the words "and transportation."

On motion of Senator Tolman, the report of the committee was adopted.

On motion of Senator Tolman, the reading just had in the committee of the whole was considered the third reading, the rules were suspended, the bill was considered engrossed and placed upon its final passage. A call of the Senate was demanded by Senators Tolman, Preston and Wilshire, all members being present.

On motion of Senator Megler, further call of the Senate was dispensed with.

Senate bill No. 7 failed to pass by the following vote : Yeas 14, nays 20.

Those voting yea were : Senators Angle, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hammer, Mantz, Preston, Reser, Tolman, Welty, and Wilshire — 14.

Those voting nay were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Davis, Hamilton, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, and Warburton—20.

Senator Megler, president *pro tem.*, was called to the chair.

On motion of Senator Mantz, Senate bill No. 167, substitute for Nos. 62 and 69, by Committee on Mines and Mining, entitled "An act creating the office of state oil inspector, providing for his compensation, and providing for the inspection of petroleum and its products, used for illuminating purposes, and providing a penalty for the violation thereof," was re-referred to Committee on Mines and Mining.

On motion of Senator Herman D. Crow, the Senate resolved itself into a committee of the whole to consider the following bills:

Senate bill No. 188, by Senator Megler, entitled "An act for the relief of H. N. Price."

Senate bill No. 25, by Senator Baumeister, entitled "An act to establish and maintain a fish hatchery on the Grande Ronde river, and appropriating funds therefor."

The bills were considered in the committee of the whole, Senator Rands in the chair, and reported back to the Senate as follows: That Senate bill No. 188 be recommended to pass with the following amendment:

Amend section 1, line 2, of the printed bill, by inserting after the word "cents" the words "to pay the claim of H. N. Price." That Senate bill No. 25 be recommended to pass.

On motion of Senator Andrews, the report was adopted.

Senate bill No. 188 was read the third time.

Senator Schofield moved to amend the title as follows: "Appropriating funds for the relief of H. N. Price."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 25 was read the third time by sections, and referred to the Engrossing Committee.

Senate bill No. 120, by Senator Smith, entitled "An act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commissioners, defining their duties, and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner," etc., was referred to the Engrossing Committee.

Senate bill No. 105, by Senator Sharp, entitled "An act to amend sections 9, 10 and 39 of an act entitled and cited as the Code of Public Instruction of the State of Washington," was read the third time by sections, and passed over temporarily.

Senate bill No. 156, by Senator Stewart, entitled "An act to amend an act entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39,'" etc., was read the third time by sections.

Senator Rands moved to amend section 1, line 7, of the printed bill, by striking out the words after the word "July" up to and including the second "and" in line 9.

The motion was lost.

Senator Tolman moved to amend section 1, line 10, of the printed bill, by striking out the words "happens to be" and inserting the words "falls upon" in lieu thereof.

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Hallett, the rules were suspended, and Senate bill No. 121 ordered transmitted immediately to the House.

On motion of Senator Andrews, the Senate adjourned at 4:20 o'clock P. M., until Wednesday, February 20, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

THIRTY-EIGHTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, February, 20, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Sumner, excused.

Rev. Mr. Badger offered prayer.

The journal of yesterday was read and approved.

The following resolution was read and adopted.

Resolved, That the Judiciary Committee be instructed to prepare and present to the Senate a bill for the purpose of enacting a law to place the State Penitentiary on a self-supporting basis by utilizing the labor of the convicts.

Resolved further, That the Judiciary Committee, in drafting said bill, so prepare the same as to avoid competition with the labor of this state.

A communication from the citizens of Chelan county, signed by L. McLean and about 175 others, expressing their approval of House Bill No. 158, providing for a judicial district composed of Chelan, Okanogan and Douglas counties, was read and referred to the Judiciary Committee.

A petition from the fruit growers and produce dealers of Tacoma and Pierce county, requesting that the horticultural law of 1897, and amendments to it of 1899, be maintained and not repealed, was read and referred to the Agricultural Committee.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 20, 1901.

MR. PRESIDENT :

The House has passed House bill No. 74, An act to provide for removal of prisoners accused of crimes to the State's Prison.

Also, House bill No. 175, An act to amend section 2, chapter 109, page 308, of Session Laws of 1897.

Also, House bill No. 208, An act providing for the establishment and construction of ditches.

Also, House joint memorial No. 3, referring to the remuneration of postmasters.

Also, House joint memorial No. 5, for the construction of a light house on Burrows Island.

Also, House bill No. 63, An act prohibiting fish traps in the waters of Grays Harbor.

Also, House bill No. 136, An act providing for county boards of grammar school examiners.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 25, entitled "An act to establish and maintain a fish hatchery on the Grande Ronde river, and appropriating funds therefor, has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT :

Your Committee on Enrossed Bills respectfully reports that the engrossed copy of Senate bill No. 188, entitled "An act appropriating funds for the relief of H. N. Price, has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate substitute bill No. 76, entitled "An act to amend sections 7351 and 7359 of Ballinger's Annotated Codes and Statutes of Washington relating to game birds, and repealing section 5 of the act approved March 14, 1899, entitled "An act to amend sections 2, 3, 12, 13 and 15, of an act entitled an act for the protection of game animals and birds, and song birds, etc.," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate concurrent resolution No. 13, providing for the appointment of an advisory committee to consist of two hold-over senators, to be named by the president of the Senate, and one member of the House, to be named by the speaker of the House, etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Judiciary Committee.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Herman D. Crow, J. G. Megler, Oliver Hall, L. B. Andrews, W. P. Reser, J. P. Sharp.

The report was adopted.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 78, entitled "An act providing for building a bridge over the Skagit river at the most practical point near the mouth of Thunder creek," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Herman D. Crow, J. G. Megler, Oliver Hall, L. B. Andrews, W. P. Reser, J. P. Sharp.

The report was adopted.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 148, entitled "An act appropriating money for the White Shield Home, of Tacoma," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In section 1, line 2, of the printed bill, after the words "sum of" strike out the word "six" and substitute the word "twelve" therefor

Same section, same line, after the word "Tacoma," add the word "Washington."

Same section, strike out all of line 3, and after the word "Washington," in line 2, add the words "said sum to be paid in mouthly installments of \$50.00 each, commencing April 1, 1901, and continuing for a period of twenty-four months. The State Auditor is hereby instructed to draw monthly warrants for the same, payable to the order of the Treasurer of the Board of Managers of said White Shield Hone, of Tacoma, Washington," and, as amended, it do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Herman D. Crow, J. G. Megler, Oliver Hall, L. B. Andrews, W. P. Reser, J. P. Sharp.

The report was adopted.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, respectfully submit the bill attached hereto, by the Senate Committee on Appropriations, and recommend that the same do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Herman D. Crow, J. G. Megler, Oliver Hall, L. B. Andrews, W. P. Reser, J. P. Sharp.

The report was adopted.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, respectfully submit the bill attached hereto, and recommend that the same be printed and that it do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Herman D. Crow, J. G. Megler, Oliver Hall, L. B. Andrews, W. P. Reser, J. P. Sharp.

The report was adopted.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Legislative Apportionment, to whom was referred Senate bill No. 9, entitled "An act to re-district and re-apportion the members of the Senate and House of Representatives of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate, and submit herewith an amended bill, and recommend that said amended bill do pass.

Respectfully submitted.

W. W. WILSHIRE, Chairman.

We concur in this report: J. R. Welty, J. G. Megler, W. R. Moultray, Herman D. Crow, O. T. Cornwell, Ed. S. Hamilton.

On motion of Senator Wilshire, the report was adopted, and the amended bill ordered printed immediately.

Senator Wilshire moved that the amended bill be made a special order for to-morrow at 11:30 o'clock A. M.

Senator Tolman moved to amend the motion of Senator Wilshire, by making the bill a special order for Tuesday, February 26, 1901, at 2:30 P. M.

Roll call was demanded by Senators Tolman, Reser, Preston, Angle, Land and Moultray on the amendment.

The roll was called and the amendment was lost by the following vote:

Those voting yea were: Senators Biggs, Crow L. C., Garber, Hallett, Land, Mantz, Reser, and Tolman—8.

Those voting nay were: Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, and Wilshire—24.

Those absent or not voting were: Senators Sumner and Welty—2.

Senator L. C. Crow, moved to amend the motion of Senator Wilshire by making the bill a special order for 2 P. M. Monday.

The motion was lost.

Roll call was demanded by Senators Smith, Hammer, Crow L. C., Biggs, Moultray, and Hamilton on making the bill a special order for 11:30 to-morrow.

The roll was called, and the motion was carried by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, Welty, and Wilshire—25.

Those voting nay were: Senators Biggs, Crow L. C., Garber, Hallett, Land, Mantz, Reser, and Tolman—8.

Absent or not voting, Senator Sumner—1.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 20, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate substitute bill No. 126, entitled "An act to amend sections 13, 14, 15 and 24, of an act entitled 'An act amending an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington,' " approved March 15, 1897," etc., has been

carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 19, 1901.

MR. PRESIDENT:

We, your Committee on Conference, to whom was referred House bill No. 101, entitled "An act to amend an act entitled 'An act to regulate the practice of medicine,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the House concur in the Senate amendments.

Respectfully submitted.

We concur in this report: S. M. LeCrone, J. J. Smith, D. E. Biggs, H. D. Merritt, E. C. Raine, and L. M. Sims.

The report was adopted.

REPORT OF SPECIAL COMMITTEE.

OLYMPIA, WASH., February 14, 1901.

MR. PRESIDENT:

We, your Committee appointed for the purpose of investigating the needs of the State Penitentiary, in conjunction with a like committee appointed by the speaker of the House, hereby beg leave to report as follows:

We, your Committee, upon the 8th day of February, A. D. 1901, proceeded upon our mission and arrived at the Penitentiary of the State of Washington, situated at Walla Walla, upon the 10th inst. The entire committee being in attendance, we carefully investigated in detail the entire working and administration of the said Penitentiary, and found everything being operated in a very commendable manner. The sanitary condition of said Penitentiary is excellent. The discipline is highly commendable; the health of the prisoners we found to be maintained to a degree far in excess of the remainder of the community. A careful investigation of the wing built by the money—\$6,000 in amount—which was appropriated by this Legislature two years ago, we found to have been very laudibly expended. It is a highly necessary and most convenient adjunct of the said institution. Previous to its erection the prisoners had been fed in small tin pans which were passed through a wicket into each respective cell. The pans had become rusty and corroded and the victuals would be spilled around on the floor, greatly injuring the health of the prisoners. It was almost impossible to keep a careful supervision upon the disposal of the food thus served. Under the present circumstances the dining hall is well equipped. The prisoners are permitted to sit at a table where they have the use of modern earthenware, knives, forks, etc. And the food which they receive is continually under the supervision of an overseer. The discipline maintained during the entrance, the stay and the exit from the said dining room is as near a degree of perfection as can be obtained. The present method is far superior to the previous ways.

We investigated the wing built by the federal government, and find that said wing will be a great relief to the present condition of the said Penitentiary. The building of the said dining hall and of the said federal wing is placing a burden upon the electrical machinery more than it is competent to discharge. The present electric plant was one which was purchased at the founding of the said institution, and at this time the institution has far outgrown its capacity. There are five fifteen hundred candle power lights in the dining room. In order to operate these lights it is now necessary to shut off two hundred and fifty sixteen candle power lights in other parts of the building, which is highly improper and dangerous to the management. When the new federal wing is completed it will require about one hundred sixteen candle power lights to light the same, and all of these lights must be turned off when those in the dining room are being used.

Therefore, we earnestly recommend that the request of the warden for an appropriation of six thousand dollars for the purchase and installing of a new engine and dynamo for the purpose of enlarging the electrical appliances, be granted.

We, your committee, furthermore find upon investigation that the farm maintained upon the ground of the institution, on account of the failure of an appropriation to maintain the same is much in need of repair. We find that the water and sewer pipes which have been for years in the ground and which were not properly put in in the first place are continuously breaking and causing trouble and must be repaired at a great expense, and for this and other necessary improvements we earnestly recommend the appropriation of the sum of five thousand dollars. We, your committee, carefully investigated the water supply of the institution. We find that the said institution is at this time supplied with water which is pumped from a large well which is on the grounds. The supply of this well is adequate for the actual necessities of the building, but not sufficient for the purpose of supplying water for the garden maintained by the institution.

We furthermore find that the pumping of the water from the said well is decidedly expensive.

After a careful investigation, we, your committee, have arrived at the conclusion that the appropriation of \$2,500 for the purpose of boring an artesian well would be money well spent and earnestly request that the same be appropriated for that purpose.

We, your committee, find that for the moral and educational advancement of the inmates of this institution there is nothing that could be more potent for good than the maintenance of a library consisting of wholesome books, and for the purpose of establishing this adjunct we earnestly recommend that the sum of \$250 be appropriated.

The number of inmates in the said institution at the time of the visit of your committee was 442. The warden in his report of the estimated necessities in the way of maintenance for the ensuing two years is based upon an average of 450 inmates, these figures compared with those of two years ago when the actual population was 300 and the estimate of

the warden was based upon 350 inmates for which number he estimated an appropriation of \$110,000 as necessary for maintenance and the legislature appropriated for the said use the sum of \$100,000, leaving a deficiency of \$12,500, for which sum this legislature was compelled to make a deficiency appropriation.

Now, comparing the status of the institution with that of two years ago we are constrained to report that we think \$140,000 is the lowest that the institution may consistently ask for as a maintenance fund for the ensuing two years, and therefore, we respectfully recommend that the sum of \$140,000 be appropriated for that purpose.

We, your committee, consider that it is far better to appropriate the full sum required as maintenance rather than to appropriate a lesser sum which will only necessitate a deficiency appropriation two years hence.

Respectfully submitted.

O. T. CORNWELL, Chairman.

We concur in the above report: Grant Copeland, C. S. Jerard, Frederick R. Burch, E. Hammer.

On motion of Senator Hamilton, the report was referred to the Committee on Appropriations.

COMMUNICATIONS FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 19, 1901.

To the Honorable the Senate of the State of Washington :

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bills :

Senate bill No. 30, entitled "An act defining the misdemeanor of tampering with a witness, and prescribing the penalty therefor."

Senate bill No. 177, entitled "An act to change the name of the city of New Whatcom to the city of Whatcom."

Yours respectfully,

J. H. PELLETIER,

Governor's Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 18, 1901.

To the Honorable the Senate of the State of Washington :

GENTLEMEN—I have the honor to inform you that the Governor has this day approved Senate bill No. 155, entitled "An act ordering the State Printer to print and publish the second biennial report of State Labor Commissioner," etc.

Very respectfully yours.

J. H. PELLETIER,

Governor's Private Secretary.

INTRODUCTION OF BILLS.

House bill No. 175, by Mr. Ingraham: An act to amend section 2 of chapter 109, page 308 of Session Laws of 1897, relating to horticulture.

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Agriculture.

House bill No. 74, by Mr. Lewis : An act to provide for the removal of persons accused of crime to the State's Prison.

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Judiciary Committee.

House bill No. 208, by Mr. Stocking: An act providing for the establishment and construction of ditches for drainage purposes.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Dikes, Drains and Drainage.

House bill No. 63, by Mr. Bush: An act prohibiting the maintenance or construction or use of fish traps or other fixed appliances in the waters of Grays Harbor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

House bill No. 136, by Mr. Raine: An act providing for county boards of grammar school examiners, prescribing manner of appointment, term of office, duties and compensation of such boards, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

House joint memorial No. 3, by Mr. Thompson, relating to the remuneration of postmasters.

The memorial was read the first time; and, on motion, the rules were suspended, the memorial was read the second time by title, and referred to the Committee on Memorials.

House joint memorial No. 5, by Mr. Hastings, relating to the construction of a light house on Burrows Island.

The memorial was read the first time ; and, on motion, the rules were suspended, the memorial was read the second time by title, and referred to the Committee on Commerce.

Senate bill No. 204, by Senator Welty : An act authorizing county commissioners to grant to persons, companies or corporations the right to build and maintain tram roads upon the public highways.

The bill was read the first time; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Senate bill No. 205, by the Committee on Appropriations: An act making an appropriation for the State Board of Health for the remainder of the fiscal year ending March 31, 1901.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read second time by title, ordered printed, and placed on general file.

Senate bill No. 206, by the Committee on Appropriations: An act making a deficiency appropriation for the stationery and desk supply fund for the fiscal year ending March 31, 1901.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 207, by Senator Angle: An act amending sections 1, 6 and 7½, of an act entitled "An act for the protection of food fishes in the waters of the State of Washington, regulating the catch and sale thereof, establishing license fees, fixing penalties, repealing conflicting laws, and declaring an emergency," being chapter cxvii of the Laws of 1899, approved March 13, 1899.

The bill was read the first time; and, on motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Fisheries.

Senate bill No. 208, by Senator Biggs: An act to amend section 2059 of the Code of Washington of 1881, the same being section 2814 of the first volume of Hill's Annotated Code of Washington, in regard to civil remedies against liquor dealers.

The bill was read the first time; and, on motion of Senator Biggs, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 209, by Senator Hamilton: An act to create and provide means for the enforcement of a lien on steamers, vessels and boats in favor of stevedores or others engaged in the stowing, loading or unloading of cargo or performing services

connected therewith, in, from, at or about steamers, vessels and boats.

The bill was read the first time; and, upon motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Judiciary.

GENERAL FILE.

House bill No. 9, by Mr. Gunderson: An act to change the date of school elections, etc., was read the third time by sections.

Senator Sharp moved to amend section 2 as follows: Section 2, line 10, of the printed bill, insert after the word "election" the following: "And as soon as practicable shall meet and organize by selecting one of their number as chairman." Section 2, line 10, of the printed bill, insert between the words "and" and "shall" the word "they."

The motion carried.

Senator Welty moved to amend section 1, line 47, of the printed bill, by striking out between the words "least" and "thousand" the word "two" and inserting the word "one" in lieu thereof.

The motion was lost.

On motion of Senator Preston, the bill was referred to the Judiciary Committee.

Senator Land moved to adjourn at 12:10 P. M. until 10 o'clock to-morrow morning.

Senator L. C. Crow moved to amend by adjourning until 2 o'clock this afternoon.

The amendment was lost.

The Senate adjourned until Thursday, February 21, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

THIRTY-NINTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Thursday, February 21, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senator Davis, excused, and Senators Baker, Mantz and Warburton, excused on account of visiting educational institutions in Eastern Washington.

Rev. Mr. Glass offered prayer.

The journal of yesterday was read and approved.

Senator Megler was called to the chair.

A petition was read from the fruit growers and produce dealers of Everett, signed by Thos. C. Fleming and about 75 others, requesting that the horticultural law of 1897 and the amendments to it of 1899 be maintained and not repealed, and referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Committee on Salaries and Mileage, to whom was referred these bills, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be allowed:

O. T. Cornwell, mileage to Walla Walla and return, on committee appointed to visit the State Penitentiary, \$72.50.

E. Hammer, mileage to Walla Walla and return, on committee appointed to visit the State Penitentiary, \$72.50.

Respectfully submitted.

We concur in this report: A. S. Ruth, W. P. Reser, O. T. Cornwell, E. M. Rands.

The report was adopted.

OLYMPIA, WASH., February 15, 1901.

MR. PRESIDENT:

We, your Joint Conference Committee, to whom was referred House bill No. 60, have had the same under consideration, and we respectfully

refer the same back to the Senate with the recommendation that the Senate do recede from its amendments.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: Ed. S. Hamilton, A. Hemrich, Wm. Bishop, G. C. Britton, William H. Lewis.

The report was adopted.

OLYMPIA, WASH., February 20, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred House bill No. 160, entitled "An act appropriating money for postage and incidentals and for clerical assistance in the office of the Attorney General," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In the title, line 1, strike out the words "appropriating money" and substitute the words "making a deficiency appropriation" therefor, and that, as so amended, the bill do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: W. P. Reser, L. B. Andrews, J. P. Sharp, Herman D. Crow, J. G. Megler, and Oliver Hall.

OLYMPIA, WASH., February 20, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred House bill No. 181, entitled "An act appropriating money for the state salmon hatcheries," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: W. P. Reser, L. B. Andrews, J. P. Sharp, Herman D. Crow, J. G. Megler, and Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 21, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 157, entitled "An act to amend section 1749 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: E. Baumeister, A. S. Ruth, C. F. Clapp, Stanley Hallett, A. Hemrich, Herman D. Crow.

OLYMPIA, WASH., February 21, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 145, entitled "An act adding section 12½ to an act relating to revenue and taxation, the same being chapter CXXI, Session Laws 1899, approved March 15, 1899," have had the same under

consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In lines 8 and 9, strike out the words between the words "all" in line 8 and "advertised" in line 9, and insert in lieu thereof the words "property on which the tax is still delinquent and unpaid for the year, and upon which delinquency certificates have not been issued heretofore."

Line 10, strike semi-colon after word "section" and insert a comma. Same line strike word "and" before word "stating."

Line 14, insert word "three" after word "said," and add letter "s" to the word "publication."

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: E. Baumeister, A. S. Ruth, C. F. Clapp, Stanley Hallett, A. Hemrich, Herman D. Crow.

The report was adopted.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 20, 1901.

MR. PRESIDENT:

The House has passed House bill (substitute) No. 28, establishing a code of probate law and procedure.

Also, House bill No. 90, making application to Congress to call a convention for proposing amendments to the constitution of the United States.

Also, House bill No. 22, creating a fund for the compensation of owners of domestic animals killed or injured by dogs.

Also, House bill No. 247, amending section 2322 of Ballinger's Annotated Codes and Statutes of Washington.

Also, House bill No. 238, defining appropriation for fiscal periods prior to March 31, 1901.

Also, House bill No. 179, relating to assessments and collections for local improvements in cities of the first class.

Also, House bill No. 211, enabling counties, cities and towns to validate certain evidences of indebtedness.

Also, House bill No. 69, establishing a state geological survey.

The House has adopted the report of the Conference Committee on Senate amendments to House bill No. 60, and the bill is herewith retransmitted for action on the emergency clause.

The speaker of the House has signed House bill No. 101, regulating the practice of medicine.

The House has passed House concurrent resolution No. 17, directing the State Auditor to pay no more deficiency printing warrants for the present.

Also, House concurrent resolution No. 18, providing for the appointment of a bi-partisan committee to investigate the costs of state printing.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

House bill No. 69, by Mr. Rosenhaupt: An act establishing a state geological survey, creating a board of geological survey, and repealing "An act to create a mining bureau, and to define its powers and duties, and declaring an emergency," approved February 25, 1890; also repealing "An act to create the office of a State Geologist, prescribing his duties and compensation, making an appropriation for the same, and declaring an emergency," approved February 28, 1890; and declaring an emergency.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 211, by Mr. Rosenhaupt: An act to enable counties, cities and towns to validate certain warrants and other obligations and evidences of indebtedness on the part of such counties, cities and towns issued by the corporate authorities thereof in excess of their legal authority, repealing chapter XVIII of the Session Laws of 1895, and declaring an emergency to exist.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 179, by Mr. C. G. Brown: A bill to be entitled an act authorizing the levy and collection of special assessments to pay the cost and expense of local improvements in cities of the first class; declaring such assessment to be a lien against the property assessed therefor, providing for the confirmation of assessment rolls and for the collection of such assessments and the enforcement of the liens thereof, and authorizing the issuance of delinquent assessment certificates against the property assessed for local improvements and the foreclosure of the same, and declaring an emergency.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 238, by Mr. Gorham (by request): An act making deficiency appropriation for fiscal periods prior to March 31, 1901.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title,

ordered printed, and referred to the Committee on Appropriations.

House bill No. 247, by Mr. Tucker: An act to amend section 2322 of volume 1, Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

House bill No. 22, by Mr. Edward Brown: An act to create a special fund for compensation of owners of domestic animals killed or injured by dogs.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Agriculture.

House bill No. 90, by Mr. Badger: An act making application to the Congress of the United States of America to call a convention for proposing amendments to the constitution of the United States of America as authorized by article v of the constitution of the United States of America.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Constitution and Constitutional Revision.

Substitute House bill No. 28, by Mr. Britton: An act establishing a code of probate law and procedure, etc.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

Senate bill No. 210, by Senator Garber: An act to amend section 1364 of Ballinger's Codes and Statutes of Washington, relating to election ballots.

The bill was read the first time; and, on motion of Senator Garber, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

GENERAL FILE.

House bill No. 76, by Mr. Comstock, entitled "An act to empower the school board of any district to establish and maintain free kindergartens," etc., was read the third time by sections, and placed upon its final passage, and failed to pass by the following vote: Yeas 16, nays 8, absent or not voting 10.

Those voting yea were: Senators Angle, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Hall, Hammer, Land, LeCrone, Megler, Reser, Schofield, Sumner, Tolman, and Wilshire—16.

Those voting nay were: Senators Garber, Hamilton, Moultray, Ruth, Sharp, Smith, Stewart, and Welty—8.

Those absent or not voting were: Senators Andrews, Baker, Crow Herman D., Davis, Hallett, Hemrich, Mantz, Preston, Rands, and Warburton—10.

The emergency clause to House bill No. 60, by Mr. Hastings, relating to pilotage on waters of Puget Sound, was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Garber, Hallett, Hamilton, Hammer, Land, LeCrone, Megler, Moultray, Rands, Reser, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Welty—24.

Those absent or not voting were: Senators Baker, Crow Herman D., Davis, Hall, Hemrich, Mantz, Preston, Smith, Warburton, and Wilshire—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 182, by Mr. Ingraham, entitled "An act to provide against the adulteration of paris green," etc., was read the third time by sections, placed upon its final passage, and passed by the following vote: Yeas 22, nays 4, absent or not voting 8.

Those voting yea were: Senators Angle, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Reser, Ruth, Schofield, Smith, Sumner, Tolman, and Welty—22.

Those voting nay were: Senators Andrews, Baumeister, Sharp, and Stewart—4.

Those absent or not voting were: Senators Baker, Davis, Hall, Hamilton, Mantz, Preston, Warburton, and Wilshire—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Welty, the Senate resolved itself into a committee of the whole to consider House bill No. 160, by Mr. Williams, an act appropriating money for postage and incidentals and for clerical assistance in the office of the Attorney Gen-

eral; and House bill No. 181, by Mr. Fairchild, making an appropriation for the operation of the state salmon hatcheries until such time as the regular appropriation shall become available.

The bills were considered in the committee of the whole, Senator Welty in the chair, and reported the bills back with the recommendation that they do pass.

On motion of Senator Welty, the report was adopted.

House bill No. 160 was read the third time by sections, was placed upon its final passage, and passed by the following vote: Yeas 25, nays 2, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Reser, Schofield, Sharp, Sumner, Welty, and Wilshire—25.

Those voting nay were: Senators Smith and Tolman—2.

Those absent or not voting were: Senators Baker, Davis, Mantz, Rands, Ruth, Stewart, and Warburton—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 181 was read the third time by sections, placed upon its final passage, and passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow, L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Reser, Schofield, Sharp, Stewart, Sumner, and Wilshire—25.

Senator Smith voted nay.

Those absent or not voting were: Senators Baker, Davis, Mantz, Rands, Ruth, Tolman, Warburton, and Welty—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute for Senate bill No. 76, by Committee on Agriculture, entitled "An act to amend sections 7351 and 7359 of Ballinger's Annotated Statutes and Codes of Washington, relating to game birds, and repealing section 5 of chapter cxxxviii, Session Laws of 1899," was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Wilshire—27.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hemrich, Mantz, Warburton, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Substitute for Senate bill No. 126, by Judiciary Committee, entitled "An act to amend sections 13, 14, 15 and 24 of an act entitled 'An act amending an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96," etc., was placed upon its final passage and passed by the following vote: Yeas 26, nays 1, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—26.

Senator Reser voted nay.

Those absent or not voting were: Senators Baker, Biggs, Cornwell, Davis, Hemrich, Mantz, and Warburton—7.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—27.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hemrich, Mantz, Reser, and Warburton—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 188, by Senator Megler, entitled "An act for the relief of H. N. Price," was placed upon its final passage and passed by the following vote: Yeas 26, nays 1, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, and Wilshire—26.

Senator Tolman voted nay.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hemrich, Mantz, Warburton, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 25, by Senator Baumeister, entitled "An act to establish and maintain a fish hatchery on the Grande Ronde river, and appropriating funds therefor," was placed upon its final passage, and passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—29.

Those absent and not voting were: Senators Baker; Biggs, Davis, Mantz, and Warburton—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 95, by Senator Hall, entitled "An act authorizing the Board of Regents of the State Agricultural College and School of Science to withdraw from sale, lands set apart for the use and support, establishment and maintenance of the State Agricultural College and School of Science, together with the timber, stone, fallen timber, hay, or gravel or other valuable materials situated on the said lands," was read the third time by sections.

Senator Hall moved to amend by striking section 4, of the printed bill, and numbering the sections thereafter numbers 4 and 5, respectively.

The motion carried.

On motion of Senator Hall, the bill was re-referred to Committee on State School, Granted and Tide Lands.

President McBride resumed the chair.

The president signed House bill No. 101.

The time having arrived for consideration of Senate bill No. 9, by Senator Wilshire, entitled "An act to redistrict and reapportion the members of the Senate and House of Representatives of the State of Washington," made a special order for 11:30 o'clock A. M., the same was taken up.

Senator Tolman presented the following minority report upon the bill:

MINORITY REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., February 21, 1901.

MR. PRESIDENT:

We, the minority of your Committee on Legislative Reapportionment, beg leave to submit the following report on amended Senate bill No. 9:

That the reapportionment be based on the returns of the population of the State of Washington by the twelfth federal census, using as a ratio basis for senatorial districts 15,238 population, this being derived by dividing the total population of the state by 34 (the present membership), and using as a ratio basis for representative districts 11,775 population, this being derived by first giving to every county one representative, making 36, leaving 44 representatives which shall be apportioned among the total population, allowing 11,775 population for each representative.

The minority believe that the legislative representation should not be increased at this time, for economic reasons, and that the present representation is sufficiently large to meet the requirements of the state.

We further report that the bill should be recommitted to the Committee on Legislative Reapportionment, with instructions to amend by providing 36 senatorial and 74 representative districts as follows, to-wit:

Okanogan county, one representative; Ferry county, one representative; Chelan county, one representative; Stevens county, two representatives; Spokane county, six representatives; Whitman county, three representatives; Asotin county, one representative; Garfield county, one representative; Columbia county, one representative; Douglas county, one representative; Adams county, one representative; Franklin county, one representative; Walla Walla county, three representatives; Lincoln county, two representatives; Kittitas county, two representatives; Yakima county, two representatives; Klickitat county, one representative; Skamania county, one representative; Clarke county, two representatives; Cowlitz county, two representatives; Wahkiakum county, one representative; Pacific county, one representative; Lewis county, two representatives; Chehalis county, two representatives; Thurston county, two representatives; Mason county, one representative; Jefferson county, one representative; Clallam county, one representative; Island county, one representative; San Juan county, one representative; Pierce county, six representatives; King county, ten representatives; Kitsap county, two representatives; Snohomish county, three representatives; Skagit county, two representatives; Whatcom county, three representatives.

The counties of Okanogan, Ferry and Chelan, population 12,182, one senator; the county of Stevens, population 10,500, and part of Spokane county, embracing a population of 4,500 in Spokane county, one senator; the remainder of Spokane county, population 53,000, four senators; the county of Whitman, 25,360 population, two senators; the counties of Asotin, Garfield and Columbia, 14,112 population, one senator; the counties of Douglas, Adams, Franklin and adjacent territory in Walla Walla county, embracing 3,500 population in Walla Walla county, making a total population of 13,834, one senator; the remainder of Walla Walla county, 15,000 population, one senator; Lincoln county, 12,000 population, one senator; Kittitas county and that portion of Yakima and Klickitat counties represented by the proposed new county of Riverside, with 14,566 population, one senator; the remaining portion of Yakima and Klickitat counties, 15,000 population, one senator; Skamania and Clarke counties, 15,000 population, one senator; the counties of Cowlitz, Wahkiakum and Pacific, 16,679 population, one senator; the county of Lewis, 15,157 population, one senator; the county of Chehalis, 15,124 population, one senator; the counties of Mason and Thurston, 13,737 population, one senator; the counties of Jefferson, Clallam, Island and San Juan, 16,117 population, one senator; the county of Pierce, 55,515 population, four senators; the county of King, 110,000 population, seven senators; the counties of Snohomish and Kitsap, 30,717 population, two senators; the county of Skagit, 14,272 population, one senator; the county of Whatcom, 24,116 population, two senators.

Respectfully submitted.

C. A. MANTZ.

Senator Tolman moved that the report be adopted.

The motion was lost.

Senator Herman D. Crow moved that the bill be read in full and be subject to amendments thereafter.

The motion carried.

The bill was read the third time.

Senator Wilshire moved to amend section 1, of the printed bill, as follows: Amend section 1, of the printed bill, by striking in line 116, the word "second," at the beginning of said line; in line 119, by inserting after the word "and," the words, "the first, second and fourth precincts;" in line 119, by striking the words, "that part," "bounded as follows," and "Beginning at the;" by striking line 120, 121, 122; by striking in line 123, the words, "to the place of beginning."

The motion carried.

Senator Wilshire moved to amend section 2, of the printed bill, as follows: Amend section 2, of the printed bill, by striking in line 143, the word "second," at the beginning of said line; in line 147, by inserting after the word "and," the words, "the

first, second, and fourth precincts;" in line 147, by striking the words, "that part," "bounded as follows," "Beginning at the;" by striking lines 148, 149, 150, and 151, up to and including the word "beginning."

The motion carried.

On motion of Senator Tolman, the Senate adjourned at 12:30 P. M., until 1:30 this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 1:30 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senators Mantz, Baker and Warburton, who were excused on account of visiting the educational institutions in Eastern Washington.

Consideration of Senate bill No. 9 was resumed.

Senator Tolman moved to amend section 1, as follows: Amend section 1, of the printed bill, by striking out lines 7, 8 9, and and inserting in lieu thereof the following: "The following portion of Spokane county, to-wit: The precincts of Deer Park, Mount Carlton, Chattaroy, Mayer, Beaver, Bridge, Pleasant Prairie, Peone, Wells, Five Mile, Bell, Indian Prairie, Coulee, Deep Creek, Abernethy, Truitt, Nosler and Saltese, shall constitute the third senatorial district, and be entitled to one senator."

Roll call was demanded by Senators Tolman, Land, L. C. Crow, Reser, Garber, and Hallett.

The roll was called, and the motion was lost by the following vote:

Those voting yea were: Senators Crow L. C., Garber, Hallett, Land, Reser, and Tolman—6.

Those voting nay were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Smith, Stewart, Welty, and Wilshire—22.

Those absent or not voting were: Senators Baker, Biggs, Mantz, Rands, Sumner, and Warburton—6.

Senator Tolman moved to amend section 1, as follows : Amend section 1 by striking out lines 10, 11, 12, 13 and 14, of the printed bill, and inserting in lieu thereof the following : "The following precincts in the county of Spokane, to-wit: Mica, Richland, Moran, Marshall, Silver Lake, Fancher, Stevens, Cheney, Spangle, Mt. Hope, Rockford, McCoy, Fairfield, Rock Creek, Medical Lake, Buckeye, Craves, Rock Lake, Spring Valley, Spurgeon, Waverly, Latah and Little Hangman, shall constitute the fourth senatorial district and be entitled to one senator."

Roll call was demanded by Senators Tolman, Land, Biggs, L. C. Crow, and Reser.

The roll was called, and the motion lost by the following vote:

Those voting yea were: Senators Biggs, Crow L. C., Garber, Hallett, Land, Reser, and Tolman — 7.

Those voting nay were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow, Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler Moultray, Preston, Schofield, Sharp, Smith, Stewart, Warburton, and Welty — 21.

Those absent or not voting were: Senators Baker, Mantz, Rands, Ruth, Sumner, and Warburton — 6.

Senator Tolman moved to amend section 1 as follows : Amend section 1, by striking out lines 15, 16, 17, 18 and 19, of the printed bill, and inserting in lieu thereof the following : "The following precincts of the city of Spokane, in Spokane county, to-wit, Delaware, Douglas, Damon, Eldorado and Eureka, shall constitute the fifth senatorial district and be entitled to one senator."

Roll call was demanded by Senators Tolman, Herman D. Crow, LeCrone, Reser, L. C. Crow and Moultray.

The roll was called, and the motion was lost by the following vote:

Those voting yea were : Senators Biggs, Crow L. C., Garber, Hallett, Land, Reser, and Tolman — 7.

Those voting nay were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Davis, Hall, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, and Wilshire — 19.

Those absent or not voting were : Senators Baker, Clapp, Hamilton, Mantz, Stewart, Sumner, Warburton, and Welty — 8.

Senator Tolman moved to amend section 1, as follows : Amend section 1, by striking out lines 20, 21 and 22 of the printed bill, and inserting in lieu thereof the following : "The following portion of the city of Spokane, in Spokane county, to-wit, the precincts of Carleton, Clay, Bernard, Beacon, Blaine, Blake, Browne, Butler, Burke, Brickell and Burton, shall constitute the sixth senatorial district, and be entitled to one senator."

Roll call was demanded by Senators Tolman, Moultray, Reser, LeCrone, Crow Herman D., and Land.

The roll was called, and the motion was lost by the following vote :

Those voting yea were: Senators Biggs, Crow L. C., Garber, Hallett, Land, Reser, and Tolman—7.

Those voting nay were : Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Davis, Hall, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Welty, and Wilshire—20.

Those absent or not voting were: Senators Baker, Clapp, Hamilton, Mantz, Stewart, Sumner, and Warburton—7.

Senator Tolman moved to amend section 1, as follows : Amend section 1, by striking out lines 23, 24 and 25, of the printed bill, and inserting in lieu thereof the following : "The following portion of the city of Spokane, in Spokane county, to-wit, the precincts of Adams, Alki, Allen, Arthur, Belmont, Cannon, Carlisle, Cleveland and Cass, shall constitute the seventh senatorial district and be entitled to one senator.

Roll call was demanded by Senators Tolman, Hallett, LeCrone, Reser, Crow L. C., and Moultray.

The roll was called and the motion was lost by the following vote :

Those voting yea were : Senators Biggs, Crow L. C., Garber, Hallett, Land, Reser, and Tolman—7.

Those voting nay were : Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, and Wilshire—19.

Those absent or not voting were : Senators Baker, Hall, Hamilton, Mantz, Stewart, Sumner, Warburton, and Welty—8.

Senator Wilshire moved to amend section 2, as follows : Strike out all of lines 82, 83, 84, 85, section 2, of the printed

bill, and insert the following: "The following precincts of Chehalis county to-wit, Aberdeen, Cosmopolis, Montesano, Summit, Artic, Connie, Elma, Oakville, Satsop, Porter, Big Canyon, Deering, Neushka, Wynooche, North River, Fords Prairie, Grove, Grand Forks, Block House and Wilson, shall constitute the twenty-ninth representative district and be entitled to two representatives."

The motion was carried.

Senator L. C. Crow moved to amend section 1, as follows: Amend section 1, line 30, of the printed bill, by striking out the word "eighth" and inserting the word "ninth" in lieu thereof.

The motion was lost.

Senator Land moved to amend section 1, as follows: Amend section 1, of the printed bill, by striking out in line three, the word "Douglas" and inserting the word "Chelan" in lieu thereof.

The motion was lost.

Senator Land moved to amend section 1, as follows: Amend section 1, of the printed bill, by striking out the words "West Seattle" and "South Park," in line 103, of the printed bill, and by striking out all of line 104 except the word "Sunnydale" and inserting in lieu thereof the following: "Samamish, Juanita, Kirkland, Houghton, Bellevue, Monohan, Redmond, Avondale, Woodinville."

Roll call was demanded by Senators Tolman, Reser, Crow L. C., Rands, Land, and Hallett.

The roll was called and the motion was lost by the following vote:

Those voting yea were: Senators Biggs, Crow L. C., Garber, Hallett, Land, Reser, and Tolman—7.

Those voting nay were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hammer, Hemrich, LeCrone, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Welty, and Wilshire—20.

Those absent and not voting were: Senators Baker, Hall, Hamilton, Mantz, Megler, Stewart, and Warburton—7.

Senator Tolman offered the following amendments, which were voted upon separately and lost:

Amend section 1, line 39, of the printed bill, by inserting after the word "Franklin" the word "Douglas."

Amend section 1, line 47, of the printed bill, by striking out the word "Chelan," and inserting in lieu thereof the following: "That portion of Yakima and Klickitat counties which constitutes the proposed county of Riverside."

Amend section 1, line 51, of the printed bill, by inserting after the word "Yakima" the following: "And the remainder of Klickitat county, after taking from both of said counties of Yakima and Klickitat, the territory embraced in the proposed county of Riverside, above referred to."

Amend section 1, line 53, of the printed bill, by striking out the word "Klickitat" and inserting in lieu thereof, the word "Clarke."

Amend section 1, by striking out lines 55 and 56, of the printed bill.

Amend section 1, by striking out lines 57 and 58, of the printed bill.

Amend section 1, line 59, of the printed bill, by inserting the word "Cowlitz" before the word "Wahkiakum," and by striking out the word "nineteenth" and inserting the word "seventeenth" in lieu thereof.

Amend section 1, by renumbering the senatorial districts, commencing with the twentieth senatorial district, so that the twentieth will be the eighteenth, the twenty-first the nineteenth, etc.

Amend section 1, of the printed bill, by striking, beginning with line 71 up to and including line 96, and inserting in lieu thereof, the following:

"The following precincts of the county of Pierce, to-wit: Alderton, Brecken, Buckley, Carbonado, Dieringer, Fairfax, Fern Hill, Hunt's Prairie, Kipowsim, Lake Taps, Midland, McMullan, Morse, Nesqually, Orting, Parkland, the first, second and third wards of Puyallup, Reservation, Rhodes Lake, South Orting, South Prairie, Sumner and Wilkeson, shall constitute the twenty-fourth senatorial district and be entitled to one senator.

"The following precincts of the county of Pierce, to-wit: Anderson Island, Artondale, Fox Island, Gig Harbor, Hillhurst, Junction, Lake View, Long Branch, Mountain View, McNeil Island, Minter, Muck, Ohop, Purdy, Rosedale, Roy, Silver Lake, Smelter, Spanaway, Steilacoom, Tanwax, Vaughn, and the following precincts in the city of Tacoma, in said county,

the first, second, third and fourth precincts of the first ward, first and seventh precincts of the second ward, the first and fourth precincts of the seventh ward, and the first and second precincts of the eighth ward shall constitute the twenty-fifth senatorial district and be entitled to one senator.

“The following precincts in the city of Tacoma, in the county of Pierce, to-wit, the second, third, fourth, fifth and sixth precincts of the second ward, the ninth, tenth and twelfth precincts of the third ward, the first, second, third and fifth precincts of the fifth ward, the first and second precincts of the sixth ward and the second and third precincts of the seventh ward, shall constitute the twenty-sixth senatorial district and be entitled to one senator.

“The following precincts in the city of Tacoma, in the county of Pierce, to-wit, the first, second, third, fourth, fifth, sixth, seventh, eighth and eleventh precincts of the third ward, the first, second, third, fourth and fifth precincts of the fourth ward and the fourth precinct of the fifth ward, shall constitute the twenty-seventh senatorial district and be entitled to one senator.”

Amend section 1, line 65, of the printed bill, by striking out the word “county” and inserting the word “counties” in lieu thereof, and by inserting after the word “Thurston” the words “and Mason.”

Amend section 1, line 67, of the printed bill, by striking out the words “Mason” and “Kitsap” and insert in lieu thereof the words “Jefferson, Clallam, San Juan.”

Amend section 1, line 101, of the printed bill, by inserting after the words “Hot Springs” the following: “West Seattle, South Park, Columbia, Dunlap, Duwamish, Black River, Sprague, Renton, Newcastle.”

Amend section 1, line 110 of the printed bill, by striking out all of said line 110 except the word “Union,” and by striking out the word “Woodinville” in line 111.

Amend section 1, by striking out lines 141, 142, 143 and 144 of the printed bill, and inserting in lieu thereof the following: “The county of Kitsap and all of the city of Everett, in Snohomish county, shall constitute the thirty-sixth senatorial district, and be entitled to one senator.”

Amend section 1, by striking out lines 145, 146 and 147 of the printed bill, and inserting in lieu thereof the following: “All of

the remainder of Snohomish county shall constitute the thirty-seventh senatorial district, and be entitled to one senator."

Amend section 2, by striking out lines 5, 6 and 7 of the printed bill, and inserting in lieu thereof the following: "The following portion of Spokane county, to-wit, the precincts of Deer Park, Mount Carlton, Chattaroy, Mayer, Beaver, Bridge, Pleasant Prairie, Peone, Wells, Five Mile, Bell, Indian Prairie, Coulee, Deep Creek, Abernethy, Truitt, Nosler and Saltese, shall constitute the second representative district, and be entitled to two representatives."

Amend section 2, by striking out lines 8, 9, 10, 11 and 12 of the printed bill, and inserting in lieu thereof the following: "The following precincts in the county of Spokane, to-wit, Mica, Richland, Moran, Marshall, Silver Lake, Fancher, Stevens, Cheney, Spangle, Mt. Hope, Rockford, McCoy, Fairfield, Rock Creek, Medical Lake, Buckeye, Graves, Rock Lake, Spring Valley, Spurgeon, Waverly, Latah and Little Hangman, shall constitute the third representative district, and be entitled to two representatives."

Amend section 2, by striking out lines 13, 14, 15, 16 and 17 of the printed bill, and inserting in lieu thereof the following: "The following precincts of the city of Spokane, in Spokane county, to-wit, Delaware, Douglas, Damon, El Dorado and Eureka, shall constitute the fourth representative district, and be entitled to two representatives."

Amend section 2, by striking out lines 18, 19 and 20 of the printed bill and inserting in lieu thereof the following: "The following portions of the city of Spokane, in Spokane county, to-wit, the precincts of Carleton, Clay, Bernard, Beacon, Blaine, Blake, Browne, Butler, Burke, Brickell and Burton shall constitute the fifth representative district and be entitled to two representatives."

Amend section 2, by striking out lines 21, 22 and 23 of the printed bill, and inserting in lieu thereof the following: "The following portion of the city of Spokane, in Spokane county, to-wit, the precincts of Adams, Alki, Allen, Arthur, Belmont, Cannon, Carlisle, Cleveland and Cass, shall constitute the sixth representative district and be entitled to two representatives."

Amend section 2 of the printed bill, by striking out lines 98 up to and including line 117, and inserting in lieu thereof the follow-

ing : "The following precincts of the county of Pierce, to-wit, Alberton, Brecken, Buckley, Carbonado, Dieringer, Fairfax, Fern Hill, Hunt's Prairie, Kipowsin, Lake Taps, Midland, McMillan, Morse, Nisqually, Orting, Parkland, the first, second and third wards of Puyallup, Reservation, Rhodes Lake, South Orting, South Prairie, Sumner and Wilkeson, shall constitute the thirty-fourth representative district and be entitled to one representative.

"The following precincts of the county of Pierce, to-wit, Anderson Island, Artondale, Fox Island, Gig Harbor, Hillhurst, Junction, Lake Bay, Lake City, Lake View, Long Branch, Mountain View, McNeil Island, Minter, Muck, Ohop, Purdy, Rosedale, Roy, Silver Lake, Smelter, Spanaway, Steilacoom, Tanwax, Vaughn and the following precincts in the city of Tacoma, in said county, the first, second, third and fourth precincts of the first ward, first and seventh precincts of the second ward, the first and fourth precincts of the seventh ward, and the first and second precincts of the eighth ward shall constitute the thirty-fifth representative district and be entitled to two representatives.

"The following precincts in the city of Tacoma, in the county of Pierce, to-wit, the second, third, fourth, fifth and sixth precincts of the second ward ; the ninth, tenth and twelfth precincts of the third ward ; the first, second, third and fifth precincts of the fifth ward ; the first and second precincts of the sixth ward, and the second and third precincts of the seventh ward, shall constitute the thirty-sixth representative district and be entitled to one representative.

"The following precincts in the city of Tacoma, in the county of Pierce, to-wit, the first, second, third, fourth, fifth, sixth, seventh, eighth and eleventh precincts of the third ward ; the first, second, third, fourth and fifth precincts of the fourth ward, and the fourth precinct of the fifth ward shall constitute the thirty-seventh representative district and be entitled to two representatives."

Amend section 2, line 128, of the printed bill, by inserting after the words "Hot Springs" the following : "West Seattle, South Park, Columbia, Dunlap, Duwamish, Black River, Sprague, Renton, Newcastle."

Amend section 2, line 129 of the printed bill, by striking out the word "three" and inserting the word "two" in lieu thereof.

Amend section 2, line 130 of the printed bill, by striking out the words "West Seattle" and "South Park," and by striking out all of line 131 except the word "Sunnydale" and inserting in lieu thereof the following: "Samamish, Juanita, Kirkland, Houghton, Bellevue, Monohan, Redmond, Avondale, Woodinville."

Amend section 2, by striking out all of line 137 except the word "Union," and by striking out the word "Woodinville" in line 138.

Amend section 2, line 141 of the printed bill, by striking out the word "two" and inserting the word "three" in lieu thereof.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 21, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 9, as amended by the Committee on Legislative Apportionment, has been compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 20, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 120, entitled "An act to provide against the adulteration of food and fraud in the sale thereof, creating a state board of food commission," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 21, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 156, entitled "An act to amend section 12 of an act, entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington,'" etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

OLYMPIA, WASH., February 21, 1901.

MR. PRESIDENT:

The speaker of the House has signed House bill No. 60, relating to pilot regulations.

And the same is herewith transmitted. E. D. COWEN, Chief Clerk.

The president signed House bill No. 60.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 21, 1901.

MR. PRESIDENT :

The House has passed concurrent resolution No. 19, providing for the adjournment of both houses until Monday.

Also, Senate bill No. 6, relating to the taxation of collateral inheritance, with the following amendments:

In section 1, line 3, strike out last four words "other than to or," all of line 6 and first eight words of line 7. In line 8 strike out the words "above the sum of five thousand dollars." In line 11 strike out the word "collateral."

In section 2, line 2, after the word "act" add the words as follows: "On all sums above the first \$10,000.00, where the same shall pass to or for the use of the father, mother, husband, wife, lineal descendant, adopted child, or the lineal descendant of an adopted child, one (1) per centum."

Strike out all after the word "act" in line 2, and all of line 3. In line 4 preceding the word "exceeding" add the words "on all sums not."

In section 3, strike out all of line 1 and the word "collateral" in line 2, and insert the following: "except as to the limitations prescribed in section 2 from the."

Strike out the word "collateral" in the title, and after the word "inheritance" insert the words "and providing for disposition of same."

Also, Senate bill No. 8, without the emergency clause.

Also, Senate bill No. 84, amended by inserting at the end of section 2 the following: "*Provided*, That it shall not be necessary for any person to have a license to make connections with city water mains or make water connections not connecting with sewers. The approval of the work by the city water inspector, or other officer designated in the city, shall be sufficient for the purposes of this act."

Also, Senate bill No. 100, amended by adding after the last word of section 1 the following: "*Provided*, That the provisions of this section shall not affect any existing rights."

Also, Senate bill No. 118, amended as follows :

Section 1, line 18, by striking out the word "one" and insert in lieu thereof the word "three."

Section 1, line 18, by striking out the word "fourteen" and insert in lieu thereof the word "twenty-one."

Section 1, line 29, by striking out the word "one" and insert in lieu thereof the word "three."

Amend same section and same line by striking out the word "fourteen" and insert in lieu thereof the word "twenty-one"

Also, Senate bill No. 28, with the following amendments: By adding the following which shall be entitled section 2:

"SEC. 2. That section 6995 of Ballinger's Annotated Codes and Statutes of the State of Washington be and the same is hereby amended to read as follows: Sec. 6995. The sheriff shall immediately upon the execution of the order mentioned in section 6993 make returns thereon of his doings and file the same with the clerk of the court issuing the same; and the clerk on receipt of the warrant and return from the Warden of the State Penitentiary shall subjoin to the record of conviction and sentence, a brief abstract of such returns."

By making the word "section" to read "sections."

Also, Senate bill No. 36.

Also, Senate bill No. 22.

Also, Senate bill No. 101.
Also, Senate bill No. 53.
Also, Senate bill No. 104.
Also, Senate bill No. 92.
Also, Senate bill No. 91.
Also, Senate bill No. 112.
Also, Senate joint memorial No. 1.
And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

Senator Tolman moved that Senate bill No. 9 be referred to the Judiciary Committee for the purpose of ascertaining the constitutionality of the bill.

The motion was lost.

Senate bill No. 9 was placed upon its final passage, and passed by the following vote: Yeas 25, nays 6, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Henrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—25.

Those voting nay were: Senators Biggs, Crow L. C., Garber, Hallett, Land, and Reser—6.

Those absent or not voting were: Senators Baker, Mantz, and Warburton—3.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senator Tolman stated that he voted yea for the purpose of, at the proper time, moving a reconsideration of the vote whereby Senate bill No. 9 was passed.

Senator Wilshire moved that the rules be suspended, and the bill be transmitted immediately to the House.

Senator Tolman arose to a point of order, upon the ground that he had given notice that at the proper time he would move to reconsider the vote whereby the bill was passed.

The President ruled that any rule could be suspended by a two-thirds vote.

Senator L. C. Crow appealed from the decision of the President, which decision was sustained.

On motion of Senator Megler, all bills passed by the Senate this morning were ordered transmitted immediately to the House.

Senator Megler was called to the chair.

House concurrent resolution No. 19, by Mr. Dawes, providing for the adjournment until Monday, February 25, 1901, at 2 o'clock P. M., was read and adopted.

The following Senate bills were introduced out of order:

Senate bill No. 211, by Senator Rands: An act to amend section 1563 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of counties.

The bill was read the first time; and, upon motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 212, by Senator Hamilton: An act amending section 1, chapter XLIII, of the Laws of 1897, page 55, relating to employes' liens.

The bill was read the first time; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 213, by Senator Ruth: An act relating to homesteads and exemptions and amending sections 5237, 5248, 5248a, 5249 and 5412 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion of Senator Ruth, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 214, by Senator Welty: An act providing for a state wagon road beginning at the Willamette meridian line, near Ethel postoffice, in Lewis county, creating a road commission, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate memorial No. 13, by Senator Schofield, relating to a ship canal from the headwaters of Admiralty inlet on Puget Sound to connect with the waters of the Pacific ocean at Grays Harbor.

The memorial was read the first time; and, on motion of Senator Schofield, the rules were suspended, the memorial was read

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

GENERAL FILE.

Senate bill No. 166, by Senator Preston, entitled "An act authorizing cities of the first class to purchase or set apart lands for purposes of public libraries," etc., was taken up out of order, read the third time, rules suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Stewart, Tolman, Welty, and Wilshire — 25.

Those absent or not voting were: Senators Baker, Clapp, Cornwell, Garber, Hallett, Mantz, Smith, Sumner, and Warburton — 9.

The emergency clause passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Stewart, Tolman, and Welty — 25.

Those absent or not voting were: Senators Baker, Clapp, Cornwell, Garber, Hallet, Mantz, Smith, Sumner, and Warburton — 9.

There being no objection, on motion of Senator Preston, the title of the bill was amended by adding an emergency clause thereto.

Senator Tolman gave notice that at the proper time he would move to reconsider the vote whereby Senate bill No. 9 was passed.

On motion of Senator Preston, the rules were suspended, and the bill ordered transmitted immediately to the House.

Senate bill No. 156, by Senator Stewart, entitled "An act to amend an act entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39,'" etc., was placed

upon its final passage, and passed by the following vote: Yeas 21, nays 3, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Reser, Ruth, Schofield, and Stewart — 21.

Those voting nay were: Senators Hallett, Land, and Welty — 3.

Those absent or not voting were: Senators Baker, Clapp, Mantz, Rands, Sharp, Smith, Sumner, Tolman, Warburton, and Wilshire — 10.

The emergency clause passed by the following vote: Yeas 24, nays 21, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Reser, Ruth, Schofield, Sharp, Stewart, and Tolman — 24.

Those voting nay were: Senators Garber and Hallett — 2.

Those absent or not voting were: Senators Baker, Clapp, Mantz, Smith, Sumner, Warburton, Welty, and Wilshire — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Stuart, the rules were suspended, and the bill ordered transmitted immediately to the House.

On motion of Senator Hamilton, the Senate resolved itself into a committee of the whole to consider Senate bill No. 148, by Senator Davis, An act appropriating money for the White Shield Home, of Tacoma.

The bill was considered in the committee of the whole, Senator Land in the chair, and reported back to the Senate with the recommendation that the bill be referred to the Judiciary Committee.

On motion of Senator Welty, the report was adopted.

Senate bill No. 105, by Senator Sharp, entitled "An act to amend sections 9, 10 and 39 of an act entitled and cited as the Code of Public Instruction of the State of Washington," was read the third time by sections.

Senator Sharp moved to amend by striking out section 3 of the printed bill.

The motion carried.

Senator Hall offered the following amendments to the bill, which were adopted:

Amend the title by striking out the words and figures 10 and 39 of the first line thereof, and by adding the following: "Approved March 19, 1897, to amend section 10 of said act as amended by an act approved March 15, 1899, entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of said act; also declaring an emergency.'"

Amend section 2, line 1, by inserting after the word "act" the following: "As amended by an act approved March 15, 1899, entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of the said act; also declaring an emergency.'"

The bill was referred to the Engrossing Committee.

On motion of Senator Welty, the Senate adjourned at 4:30 P. M., until Monday, February 25, 1901, at 2 o'clock P. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FORTY-THIRD DAY.

AFTERNOON SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, February 25, 1901,
2 o'clock P. M. }

Senator Megler, President *pro tem.*, called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Reser, and Senators Baker, Mantz, Sumner, Warburton and Welty, excused on account of visiting the educational institutions in Eastern Washington.

Rev. Mr. McCallum offered prayer.

On motion of Senator Tolman, the further reading of the minutes of Thursday was dispensed with, and they were approved.

Senator Cornwell presented two petitions from the Woman's Christian Temperance Union, petitioning the Legislature to pass House bill No. 285 and House bill No. 286, which were read, and referred to the Committee on Public Morals.

Senate bill No. 120, by Senator Smith, entitled "An act to provide against the adulteration of food, and fraud in the sale thereof; creating a state board of food commissioners, defining their duties, and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner," etc., was placed upon its final passage, and passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Tolman, and Wilshire—25.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Mantz, Reser, Schofield, Sumner, Warburton, and Welty—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House concurrent resolution No. 17, by Mr. Gorham, to prevent the State Auditor from drawing warrants on certain funds, was read and referred to Committee on Printing.

House concurrent resolution No. 18, by Mr. Gorham, for the appointment of a committee to investigate the charges of state printing, was read and referred to Committee on Printing.

On motion of Senator L. C. Crow, the Senate failed to concur in the House amendments to Senate bill No. 6, by Senator Hallett, relating to collateral inheritances.

A petition was read from the Wenatchee Chamber of Commerce, in the matter of the classification of the county of Chelan, and referred to Committee on Counties and County Boundaries.

MESSAGES FROM THE HOUSE.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

The House has concurred in the amendment made by the Senate to House bill No. 160.

The House has passed Senate bill No. 9, to re-district and reapportion the members of the Senate and House of Representatives of the State of Washington, with the following amendments :

In section 1, line 143, insert after the word "Centerville" the words "Walco, Sultan River, Wallace."

In section 2, line 172, insert after the word "Centerville" the words "Walco, Sultan River, Wallace."

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Rands, the Senate failed to concur in House amendments to Senate bill No. 28, by Senator Rands, relating to death warrants, etc.

On motion of Senator Herman D. Crow, the Senate failed to concur in House amendments to Senate substitute bill No. 84, by the Judiciary Committee, relating to sanitary construction, etc.

On motion of Senator Preston, the Senate concurred in House amendments to Senate bill No. 100, by Senator Preston, relating to acknowledgments, by the following vote : Yeas 26, nays 0, absent or not voting 8.

Those voting yea were : Senators, Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire — 26.

Those absent or not voting were : Senators Baker, Biggs, Clapp, Mantz, Reser, Sumner, Warburton, and Welty — 8.

On motion of Senator Wilshire, the Senate concurred in House amendments to Senate bill No. 9, by Senator Wilshire, An act to redistrict and reapportion the members of the Senate and House of Representatives of the State of Washington, by the following vote : Yeas 21, nays 4, absent or not voting 9.

Those voting yea were : Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, and Wilshire — 21.

Those voting nay were : Senators Crow L. C., Garber, Land, and Tolman — 4.

Those absent or not voting were : Senators Baker, Biggs, Clapp, Hallett, Mantz, Reser, Sumner, Warburton, and Welty — 9.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT:

The House has receded from its amendment to Senate bill No. 28.

The House has refused to recede from its amendment to Senate bill No. 84, and Messrs. Britton, Bush and Sims, have been appointed as a conference committee.

The House has refused to recede from its amendments to Senate bill No. 6, and Messrs. Easterday, Fairchild and Dawes, have been appointed as a conference committee.

The speaker has appointed Mr. Fairchild as a committee of one, to explain to the Senate an inadvertence regarding the action of the House respecting Senate bill No. 28, and to request that the bill be returned to the House.

E. D. COWEN, Chief Clerk.

On motion of Senator Herman D. Crow, Senate bill No. 28, was returned to the House.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 9, entitled "An act to establish a general uniform system of public schools in the State of Washington," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended, to-wit:

Strike out the title, and make a new title, as follows:

"An act to amend sections 2311 and 2419 of Ballinger's Annotated Codes and Statutes of Washington, and to amend sections 2293 and 2310 of Ballinger's Annotated Codes and Statutes of Washington as amended by an act approved March 15, 1899, entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of said act; also declaring an emergency.'"

Amend section 1, line 1, of the printed bill, by striking out the words "That section 22 be amended to read as follows: Sec. 22," and inserting in lieu thereof the following:

"That section 2293 of Ballinger's Annotated Codes and Statutes of Washington, as amended by an act approved March 15, 1899, entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of said act; also declaring an emergency,' be amended to read as follows: Sec. 2293."

Amend section 2, line 1, of the printed bill, by striking out the words "That section 39 be amended to read as follows: Sec. 39," and inserting in lieu thereof the following:

"That section 2310 of Ballinger's Annotated Codes and Statutes of Washington, as amended by an act approved March 15, 1899, entitled 'An act to amend an act entitled

and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of said act; also declaring an emergency,' be amended to read as follows: Sec. 2310."

Amend section 3, line 1, of the printed bill, by striking out the words "That section 40 be amended to read as follows: Sec. 40," and inserting in lieu thereof the words "That section 2311 of Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: Sec. 2311.

Amend section 4, line 1, of the printed bill, by striking out the words "That section 149 be amended to read as follow: Sec. 149," and inserting in lieu thereof the words "That section 2419 of Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: Sec. 2419."

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Stanley Hallett, Herman D. Crow, Warren W. Tolman, E. M. Rands, W. W. Wilshire.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 154, entitled "An act authorizing cities of the first class to provide for the drainage and sewerage of such cities; the levy and collection of taxes or assessments, and the issuance of bonds to pay therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Strike out section 5 and make a new section, as follows:

"SEC. 5. The provisions and remedies provided by this act are and shall be cumulative of existing provisions and remedies, and nothing in this act contained shall be held to repeal any provision of the existing law, or of any charter of any city upon the subject matter hereof, but such existing law or charter provision shall continue in full force and effect, and it shall be optional with the city authorities to proceed under either such existing law, charter provision, or this act."

Make a new section, as follows:

"SEC. 6. An emergency exists, and this act shall go into effect immediately."

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Herman D. Crow, Geo. D. Schofield, Warren W. Tolman, E. M. Rands.

The report was adopted.

INTRODUCTION OF BILLS.

Senate bill No. 215, by Senator Tolman: An act providing for the submission of ordinances and questions concerning municipal affairs in cities of the first class to the people thereof.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 216, by Senator Hall: An act to amend section 10 of an act entitled "An act providing for the manner of locating lode and placer mining claims, prescribing authority of mining districts."

The bill was read the first time; and, upon motion of Senator Hall, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Mines and Mining.

Senate bill No. 217, by Senator Herman D. Crow: An act to amend sections 2706, 2721, 2722 and 2727, of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the State Reform School.

The bill was read the first time; and, upon motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the Committee on State Penal and Reformatory Institutions.

Senate bill No. 218, by Senator Preston: An act in relation to garnishments in actions before justices of the peace.

The bill was read the first time; and, upon motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed and referred to Committee on Judiciary.

Senate bill No. 219, by Senator Preston: An act defining the limit of cost and the amount of assessments for permanent pavement local improvements in cities of the first class and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the Committee on Municipal Corporations.

Senate bill No. 220, by Senator Ruth: An act relating to the vacation of roads, and repealing sections 3798, 3799 and 3803, of Ballinger's Annotated Codes and Statutes of the State of Washington.

The bill was read the first time; and, upon motion of Senator Ruth, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the Committee on Roads and Bridges.

Senate bill No. 221, by Senator Angle : An act to amend section 9 of chapter 118 of the session laws of 1899, relating to public printing and binding, approved March 13, 1899.

The bill was read the first time ; and, on motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Printing.

Senate bill No. 222, by Senator Ruth : An act relating to county surveyors.

The bill was read the first time ; and, upon motion of Senator Ruth, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Senate bill No. 223, by Senator Smith : An act for the leasing of county property, and declaring an emergency.

The bill was read the first time ; and, on motion of Senator Smith, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Counties and County Boundaries.

GENERAL FILE.

On motion of Senator Hammer, the Senate resolved itself into a committee of the whole, to consider the following Senate bills:

Senate bill No. 205, by Committee on Appropriations: An act making appropriation for Board of Health, etc.

Senate bill No. 206, by Committee on Appropriations: An act making a deficiency appropriation for stationery and desk supply fund, etc.

The bills were considered in the Committee of the Whole, Senator Andrews in the chair, and reported back to the Senate with the recommendation that the bills do pass.

On motion of Senator Land, the report was adopted.

Senate bill No. 205, was read the third time.

Upon motion of Senator Andrews, the rules were suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—25.

Senator Moultray voted nay.

Those absent or not voting were: Senators Baker, Clapp, Hamilton, Mantz, Reser, Sumner, Warburton, and Welty—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 206 was read the third time.

Upon motion of Senator Andrews, the rules were suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 22, nays 0, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Stewart, and Wilshire—22.

Those absent or not voting were: Senators Baker, Clapp, Cornwell, Hamilton, Mantz, Rands, Reser, Sumner, Tolman, Smith, Warburton, and Welty—12.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 157, by Senator Rands, entitled "An act to amend section 1749 of Ballinger's Annotated Codes and Statutes of Washington, relating to guaranty of certificates of delinquency," was read the third time.

Upon motion of Senator Rands, the rules were suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 23, nays 1, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—23.

Senator Preston voted nay.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Hamilton, Land, Mantz, Reser, Sumner, Warburton, and Welty—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 145, by Senator Angle, entitled "An act adding section 12½ to an act relating to revenue and taxation, the same being chapter CXL1, Session Laws 1899, approved March 15, 1899," was read the third time by sections.

Upon motion of Senator Angle, the bill was referred to the Committee on Judiciary.

The president *pro tem.* appointed as a conference committee on Senate bill No. 6, Senators Preston, Hallett and Rands; and as a conference committee on Senate bill No. 84, Senators Herman D. Crow, Tolman and Wilshire.

On motion of Senator Rands, the Senate adjourned at 4 P. M., until Tuesday, February 26, 1901, at 10 o'clock A. M.

T. P. FISK,

Secretary of the Senate.

J. G. MEGLER,

President pro tem. of the Senate.

FORTY-FOURTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, February 26, 1901,
10 o'clock, A. M. }

Senator Megler, president *pro tem.*, called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Reser, Baker, Mantz, Sumner, Warburton and Welty, excused on account of visiting eastern Washington educational institutions.

Rev. Mr. McCallum offered prayer.

On motion of Senator Hamilton, the further reading of the minutes was dispensed with, and they were approved.

The following resolution was introduced by Senator Ruth :

WHEREAS, The journal clerks have been obliged, in order to keep the journal written up to date, to work holidays, Sundays and nights; and

WHEREAS, That only by working such overtime is it possible for the present force to keep the journal written up; and

WHEREAS, An additional clerk was allowed at the last session :
Therefore, that relief may be granted and suitable help secured, be it
Resolved, That the journal clerk be allowed a second assistant.

On motion of Senator Ruth, the resolution was adopted, and referred to committee on Senate employes other than regular.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred a petition from the farmers and citizens of Walla Walla county, have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

G. GARBER, Chairman.

We concur in this report : L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred memorial No. 13, referring to a ship canal from Puget Sound to Grays Harbor, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

G. GARBER, Chairman.

We concur in this report : L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred House joint memorial No. 3, referring to the remuneration of postmasters, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

G. GARBER, Chairman.

We concur in this report : L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred memorial No. 12, memorializing the Department of the Interior to open for settlement Quinault reservation, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

G. GARBER, Chairman.

We concur in this report : L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred memorial No. 11, relating to settlers in Lewis and Clarke counties, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

G. GARBER, Chairman.

We concur in this report: L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred House bill No. 187, entitled "An act for the relief of A. C. Little, Fish Commissioner," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

We concur in this report: J. G. Megler, Ed. S. Hamilton, L. B. Anderson, Oliver Hall, J. P. Sharp, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 71, entitled "An act providing for the protection of employes in factories, mills or workshops where machinery is used, and providing penalties for its violation," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation, with the following amendments, to-wit :

In section 5, line 2 of the printed bill, strike out the words "report in writing to" and insert in lieu thereof the word "notify."

In the same line insert after the word "inspector" the word "of," and after the word "all" the word "serious."

In section 5, line 3 of the printed bill, put a period after the word "therein," and strike out the balance of the section.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Geo. D. Schofield, W. W. Wilshire, and Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Agriculture, to whom was referred Senate bill No. 196, entitled "An act for the protection of bass, perch, pickerel and pike in the waters of this state," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: O. T. Cornwell, E. Baumeister, and G. Garber.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, respectfully report that the accompanying bill was prepared by the joint Committees of Senate and House on Railroads and Transportation, and we herewith submit said bill to the Senate, and recommend its passage.

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: Oliver Hall, Grant C. Angle, Warren W. Tolman, E. Hammer.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 74, entitled "An act providing for the removal of prisoners accused of rape or murder—committed in the perpetration or attempt to perpetrate a rape—where there is a great excitement among the citizens of the county where the crime has been committed, to the State's Prison; giving authority to the warden to hold the prisoner at the expense of the state; changing the venue upon petition of the attorney for the prisoner to another county, and declaring an emergency," have had the same under consideration.

Your committee reports the following House amendments:

The title is amended by striking out the words in the first line following the word "accused," and the first five words in the second line, and inserting in lieu thereof the words "of the commission of any crime."

Section 1 is amended by striking out all of the second line of the printed bill, beginning with the first word "crime," and all of the third line up to and including the words "of a rape," and inserting in place thereof the words "of the commission of any crime."

Section 4 is amended by striking the same, and inserting the ordinary emergency clause.

Your committee respectfully reports the bill back without recommendation, except that in any event the emergency clause be stricken.

Respectfully submitted.

HAROLD PRESTON, Acting Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, W. W. Wilshire, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 197, entitled "An act amending section 5946 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens on logs and timber," have had the same under consideration.

Your committee beg to call the attention of the Senate to the following House amendments:

The title is amended by changing the figures "5945" to "5946."

In section 1, line 3, of the printed bill, the words "joinder—costs," are stricken out.

Your committee respectfully report the bill back to the Senate with the recommendation that it do pass.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, W. W. Wilshire, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 254, entitled "An act to punish the malicious destruction or injury to any lawfully established boom," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

In line 4, of the printed bill, strike out the word "prison," and insert the word "penitentiary."

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, W. W. Wilshire, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 196, entitled "An act to amend section 4 of volume II of Hill's Code of Washington, the same being section 6758 of volume II of Ballinger's Annotated Codes and Statutes of Washington, relating to appeal from justice's courts," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, W. W. Wilshire, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 151, entitled "An act relating to liens upon steamers, vessels and boats, their tackle, apparel and furniture," have had the same under consideration.

Your committee report the following House amendments :

The title is amended by adding thereto the words "and amending section 5953 of Ballinger's Annotated Codes and Statutes of Washington."

Section 1 is amended, line 1, of the printed bill, by inserting after the words "section 1" the words "section 5953 of Ballinger's Annotated

Codes and Statutes of Washington be and the same is hereby amended to read as follows :”

Section 1 is amended, line 22, of the printed bill, by inserting after the word “order” the words “of the subdivisions.”

Your committee respectfully report the bill back to the Senate with the recommendation that it do pass with the following amendment :

In section 1, line 1, of the printed bill, before the words “that all steamers” insert the words “section 5953.”

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report : Stanley Hallett, W. W. Wilshire, Warren W. Tolman, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 141, entitled “An act to prevent and punish the defacing or destruction of any sign board or post or mile board or post,” have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report : Stanley Hallett, W. W. Wilshire, Warren W. Tolman, Geo. W. Schofield.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 91, entitled “An act to reserve to the state the title to certain lands,” have had the same under consideration, and submit herewith an amended bill, and respectfully recommend that said amended bill do pass.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report : Stanley Hallett, Geo. D. Schofield, W. W. Wilshire, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 87, entitled “An act giving the superior court jurisdiction to enforce the attendance of witnesses before notaries public, justices of the peace and other officers authorized to take depositions ; providing for punishment of witnesses failing to obey the order of the court, and declaring an emergency,” have had the same under consideration.

Your committee respectfully report the same back to the Senate with the recommendation that it do pass, with the following amendments :

Amend section 1, line 4, of the printed bill, by striking out the word “foreign” and inserting the word “other” in place thereof, by chang-

ing the period to a comma after the word "States," and by adding the words "or in any court of a foreign country."

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, W. W. Wilshire, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 25, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 189, entitled "An act relating to the power of incorporated cities and towns to maintain and construct water works," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass, with the following amendments, to-wit:

Amend the title by inserting a comma in lieu of the period at the end of the second line and adding the following words: "sewerage, works for lighting, fuel and power purposes or cable, electric or other railways, and declaring an emergency."

In section 1, line 41, of the printed bill, after the word "good" insert the word "bond."

Strike out section 2, and make a new section, to read:

"SEC. 2. An emergency exists, and this act shall take effect immediately."

Respectfully submitted. WARREN W. TOLMAN, Chairman.

We concur in this report: A. Hemrich, E. M. Rands, W. W. Wilshire, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Education, to whom was referred Senate bill No. 182, entitled "An act to change the name of the Washington Agricultural College, Experimental Station and School of Science to the State College of Agriculture, Mechanic Arts and Mining," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. S. M. LECRONE, Chairman.

We concur in this report: L. C. Crow, O. T. Cornwell, D. E. Biggs.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

I, a minority of your Committee on Education, to whom was referred Senate bill No. 182, entitled "An act to change the name of the Washington Agricultural College, Experimental Station and School of Science to the State College of Agriculture, Mechanic Arts and Mining," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not pass.

Respectfully submitted.

L. B. ANDREWS.

Senator Andrews moved that the minority report be adopted.

Senator Herman D. Crow moved to amend the motion of Senator Andrews by placing both reports on general file.

Amendment carried.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

The House has receded from the following amendment to Senate bill No. 28 :

Amend section 1, line 24 of the printed bill, by inserting after the word "execution." the words "providing that said execution shall be by electrocution."

The House refuses to recede from the following amendment to Senate bill No. 28 :

Amend by adding the following, which shall be entitled section 2 :

"That section 6995 of Ballinger's Annotated Codes and Statutes of the State of Washington be and the same is hereby amended to read as follows: Sec. 6995. The sheriff shall immediately upon the execution of the order mentioned in section 6993, make return thereon of his doings and file the same with the clerk of the court issuing the same; and the clerk on receipt of the warrant and return from the warden of the State Penitentiary shall subjoin to the record of conviction and sentence, a brief abstract of such returns."

The House also refuses to recede from the following amendment :

Amend title by making the word "section" to read "sections."

Messrs. Fairchild, Chalmers, and Johnson have been appointed as a committee of conference.

E. D. COWEN, *Chief Clerk*.

The president *pro tem.* appointed as a conference committee on Senate Bill No. 28, Senators Rands, Schofield, and Preston.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 9, entitled "An act to redistrict and reapportion the members of the Senate and House of Representatives of the State of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW,
GRANT C. ANGLE.

The president *pro tem.* announced that he was about to sign Senate Bill No. 9.

Senator Tolman moved that the vote whereby Senate bill No. 9 passed be reconsidered.

The president declared the motion out of order on the ground that the bill had passed both houses and been enrolled.

Senator Tolman moved an appeal from the decision of the president, which resulted in the ruling of the president being sustained.

The president *pro tem.* signed Senate bill No. 9.

MESSAGES FROM THE SENATE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

The speaker of the House has signed House bill No. 160.

Also, House bill No. 181.

Also, House bill No. 182.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president *pro tem.* signed House bills Nos. 160, 181 and 182.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 9.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 224, by Senator Preston: An act authorizing any county in the State of Washington to join with any city of the first or second class in such county in paying for the construction of any bridge, trestle, or any structure which crosses any stream or body of water in constructing roads, streets, avenues, or public highways which cross any stream or body of water, when such stream or body of water is within or partly within such city, and such highway extends beyond such city limits.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Counties and County boundaries.

Senate bill No. 225, by Senator Wilshire: An act to provide for the escheat to the state of real and personal property.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 226, by Senator Wilshire : An act to amend section 5527 of Ballinger's Annotated Codes and Statutes of Washington, relating to unlawful detainer.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 227, by joint committees of Senate and House on Railroads and Transportation : An act establishing the office of Railroad Commissioner for the State of Washington, defining his powers and duties, providing for the performance thereof, prescribing penalties for the violation of this act, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 228, by Senator Megler : An act providing for the protection of anadromous species of salmon.

The bill was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Fisheries.

Senate bill No. 229, by Senator Schofield : An act to amend section 1657 of Ballinger's Annotated Codes and Statutes of Washington, relating to revenue and taxation and declaring an emergency.

The bill was read the first time ; and, on motion of Senator Schofield, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Public Revenue and Taxation.

Senate bill No. 230, by Senator Hamilton : An act to vacate the plat of the N. E. $\frac{1}{4}$ and N. $\frac{1}{2}$, S. E. $\frac{1}{4}$, section 36, Tp. 21, N. range 2, east of Willamette Meridian.

The bill was read the first time ; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the Committee on State Granted, School and Tide Lands.

Senate bill No. 231, by Senator Hamilton : An act ceding to the United States jurisdiction over Rainier National Park.

The bill was read the first time; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the second by title, ordered printed, and placed on general file.

Senate bill No. 232, by Senator Ruth: An act to amend section 3025 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion of Senator Ruth, the rules were suspended, the bill was read the second by title, ordered printed, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

GENERAL FILE.

Senate bill No. 154, by Senator Tolman, entitled "An act authorizing cities of the first class to provide for the drainage and sewerage of such cities, the levy and collection of taxes or assessments, and the issuance of bonds to pay therefor," was read the third time by sections.

Senator Tolman moved to amend the title by adding thereto the words "and declaring an emergency."

The motion carried.

The bill was referred to the Engrossing Committee.

House bill No. 9, by Mr. Gunderson, entitled "An act to change date of school elections, and prescribing the duties of certain officers, and declaring an emergency," was placed upon its final passage, and passed by the following vote: Yeas 23, nays 3, absent or not voting 8.

Those voting yea were: Senators Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—23.

Those voting nay were: Senators Biggs, Garber, and Land—3.

Those absent or not voting were: Senators Andrews, Baker, Hall, Mantz, Reser, Sumner, Warburton, and Welty—8.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—27.

Those absent or not voting were: Senators Baker, Land, Mantz, Reser, Sumner, Warburton, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 91, by Mr. Badger, An act to reserve to the state the title to certain lands, was read the third time.

Upon motion of Senator Land, the bill was placed upon its final passage, and was passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Tolman, and Wilshire—25.

Those absent or not voting were: Senators Baker, Baumeister, Cornwell, Mantz, Reser, Schofield, Sumner, Warburton, and Welty—9.

The emergency clause passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Tolman, and Wilshire—25.

Those absent or not voting were: Senators Baker, Cornwell, Mantz, Reser, Schofield, Sumner, Warburton, and Welty—8.

On motion of Senator Preston, the title of the bill was amended by adding thereto the words "and declaring an emergency."

On motion of Senator Wilshire, the Senate refused to concur in House amendments to Senate bill No. 8.

On motion of Senator Tolman, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

Senator Megler, president *pro tem.*, called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Reser, and Senators Baker, Mantz, Sumner, Warburton, and Welty, excused.

The petition from the citizens of Walla Walla county, with reference to the regulation of commerce in the various states, was read.

Senator L. C. Crow moved that the petition be re-referred to Committee on Memorials, with instructions to prepare a memorial in accordance therewith.

The motion was lost.

On motion of Senator Andrews, the petition was laid upon the table.

Senate memorial No. 13, by Senator Schofield, in relation to a proposed ship canal from headwaters of Admiralty Inlet or Puget Sound to connect with the Pacific Ocean at Gray's Harbor, was read third time, rules suspended, the memorial considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hammer, Hemrich, LaCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—24.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hamilton, Land, Mantz, Reser, Sumner, Warburton, and Welty—10.

MESSAGE FROM THE HOUSE.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

The House has refused to recede from its amendments to Senate bill No. 8, and Messrs Burch, Dow and Bowne have been appointed as a conference committee.

E. D. COWEN, Chief Clerk.

The President *pro tem.* appointed as a conference committee on Senate bill No. 8, Senators Wilshire, Hall, and Hallett.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully report that the engrossed copy of Senate bill No. 105 has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

Senate memorial No. 12, by Senator Schofield, memorializing the Secretary of the Interior to open for settlement Quinault reservation, was read the third time, the rules suspended, the memorial considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 23, nays 0, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, and Tolman—23.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hamilton, Land, Mantz, Reser, Sumner, Warburton, Welty, and Wilshire—11.

Senate memorial No. 11, by Senator Rands, relating to the Spalding decision, was read the third time, the rules suspended, the memorial considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—25.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hamilton, Mantz, Reser, Sumner, Warburton, and Welty—9.

On motion of Senator Schofield, the rules were suspended, and Senate memorials Nos. 13, 12 and 11, ordered transmitted immediately to the House.

Senate bill No. 71, by Senator Land, relating to protection of employes in factories, etc., was upon motion of Senator Land, re-referred to the Engrossing Committee.

Senate bill No. 196, by Senator Hallett, relating to the protection of bass, perch, etc., in the waters of this state, was read the third time by sections.

Senator Herman D. Crow moved to amend section 1, line 1, of the printed bill, by striking out the word "hereafter" and capitalizing the word "it" thereafter.

The motion carried.

Senator Angle moved to amend section 1, line 2, of the printed bill, by striking out the word "waters" and inserting the word "lakes" in lieu thereof, and where occurring in the title.

Senator Tolman moved to amend section 2, line 2, of the printed bill, by striking out the word "waters" and inserting the word "lakes" in lieu thereof.

The bill was referred to the Engrossing Committee.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 196, entitled "An act for the protection of bass, perch, pickerel and pike in the lakes of this state," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

Senate bill No. 196 was placed upon its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting, 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—28.

Those absent or not voting were: Senators Baker, Mantz, Reser, Sumner, Warburton, and Welty—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hallett, the rules were suspended, and the bill was ordered transmitted immediately to the House.

House joint memorial No. 3, by Mr. Thompson, relating to compensation of postmasters, etc., was read the third time.

Upon motion of Senator Preston, the memorial was laid over until tomorrow.

Senate bill No. 105, by Senator Sharp, entitled "An act to amend sections 9, 10 and 39 of an act entitled and cited as the Code of Public Instruction of the State of Washington." was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were : Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—27.

Those absent or not voting were : Senators Baker, Biggs, Mantz, Reser, Sumner, Warburton, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The Senate resolved itself into a committee of the whole to consider House bill No. 187, by Mr. Fairchild, entitled "An act for the relief of A. C. Little, State Fish Commissioner."

The bill was considered in the committee of the whole, Senator Hamilton in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments :

That the title be amended by inserting after the words "an act" the words "appropriating funds."

On motion of Senator Land the report was adopted.

House bill No. 187 was read the third time, placed on its final passage, and passed by the following vote : Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Stewart, Tolman, and Wilshire—24.

Those absent or not voting were: Senators Baker, Biggs, Davis, Mantz, Rands, Reser, Smith, Sumner, Warburton, and Welty—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 74, by Mr. Lewis, by request, entitled "An act to provide for removal of persons accused of crime to the states prison," was read the third time by sections.

Senator Hallett moved to amend the bill by striking the words "states prison" wherever occurring, and inserting the words "state penitentiary" in lieu thereof.

The motion carried.

Senator Herman D. Crow moved to amend by striking section 3.

The motion carried.

The bill was placed upon its final passage and failed to pass by the following vote: Yeas 5, nays 22, absent or not voting 7.

Those voting yea were: Senators Baumeister, Megler, Ruth, Sharp, and Smith—5.

Those voting nay were: Senators Andrews, Angle, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Moultray, Preston, Rands, Schofield, Stewart, Tolman, and Wilshire—22.

Those absent or not voting were: Senators Baker, Biggs, Mantz, Reser, Sumner, Warburton, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 197, by Mr. Gorham, Amending section 5945 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens on logs and timber, was read the third time by sections, placed upon its final passage and was passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—27.

Those absent or not voting were: Senators Baker, Biggs, Mantz, Reser, Sumner, Warburton, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 254, by Mr. Earles, entitled "An act to punish the malicious destruction or injury to any lawfully established boom," was read the third time by sections, placed upon its final passage and was passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—27.

Those absent or not voting were: Senators Baker, Biggs, Mantz, Reser, Sumner, Warburton, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 151, by Mr. Dawes, entitled "An act relating to liens upon steamers, vessels and boats, their tackle, apparel and furniture," was read the third time by sections, placed upon its final passage, and was passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Tolman, and Wilshire—26.

Those absent or not voting were: Senators Baker, Biggs, Mantz, Reser, Smith, Sumner, Warburton, and Welty—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 141, by Mr. Rosenhaupt, entitled "An act to prevent and punish the defacing or destruction of any sign board or post or mile board or post," was read the third time by sections, placed upon its final passage, and passed by the following vote: Yeas 22, nays 3, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, and Wilshire—22.

Those voting nay were: Senators Hamilton, Land, and Stewart—3.

Those absent or not voting were: Senators Baker, Baumeister, Biggs, Hammer, Mantz, Reser, Sumner, Warburton, and Welty—9.

On motion of Senator Herman D. Crow, the title was amended by inserting after the word "act" the words "to authorize the erection of sign boards or posts, or mile boards or posts and."

House bill No. 87, by Mr. Rawson, entitled "An act giving the superior court jurisdiction to enforce the attendance of witnesses before notaries public, justices of the peace and other officers authorized to take depositions; providing for punishment of witnesses failing to obey the order of the court, and declaring an emergency," was read the third time by sections.

Senator Herman D. Crow moved to amend section 2, line 6, of the printed bill, by striking the word "has" and inserting the word "have" in lieu thereof.

The motion carried.

The bill was placed upon its final passage, and was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—24.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Hamilton, Hemrich, Mantz, Reser, Sumner, Warburton, and Welty—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 189, by Senator Tolman, entitled "An act amending section 1077 of Ballinger's Annotated Codes and Statutes of Washington, relating to the power of incorporated cities and towns to maintain and construct water works," was read the third time by sections.

On motion of Senator Tolman, the rules were suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Tolman, and Wilshire—25.

Senator Preston voted nay.

Those absent or not voting were: Senators Baker, Biggs, Mantz, Reser, Stewart, Sumner, Warburton, and Welty—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The emergency clause passed, by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone

Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, and Wilshire—26.

Those absent or not voting were: Senators Baker, Biggs, Mantz, Reser, Stewart, Sumner, Warburton, and Welty—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Tolman, the Senate adjourned at 3:40 o'clock P. M., until Wednesday, February 27, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FORTY-FIFTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, February 27, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Reser.

Rev. Mr. McCallum offered prayer.

On motion of Senator Wilshire, the reading of the minutes was dispensed with, and they were approved.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 92, entitled "An act making it a misdemeanor for any person to interfere with any headgate," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.
GRANT C. ANGLE.

The President signed Senate bill No. 92.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 101, entitled "An act to amend sections 6500, 6513 and 6514 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme Court," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.

GRANT C. ANGLE.

The President signed Senate bill No. 101.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 112, entitled "An act making a deficiency appropriation for the office of State Treasurer of the State of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW,

GRANT C. ANGLE.

The president signed Senate bill No. 112.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 104, entitled "An act requiring persons owning or operating ditches through which water is diverted from natural sources, to place and keep in repair gates and measuring boxes at the head of such ditches, and providing a penalty for non-compliance therewith," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW,

GRANT C. ANGLE.

The president signed Senate bill No. 104.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 36, entitled "An act defining larceny from the person, and fixing the penalty therefor," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW,

GRANT C. ANGLE.

The president signed Senate bill No. 36.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 53, entitled "An act to amend section 4683 of Ballinger's Annotated Codes and Statutes of Washington, relating to the criminal jurisdiction of justices of the peace," has been

carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.

GRANT C. ANGLE.

The president signed Senate bill No. 53.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 91, entitled "An act to provide for the enforcement of decrees of courts," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.

GRANT C. ANGLE.

The president signed Senate bill No. 91.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate joint memorial No. 1 has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.

GRANT C. ANGLE.

The president signed Senate joint memorial No. 1.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 22, entitled "An act to amend section 4741 of Ballinger's Annotated Codes and Statutes of Washington, relating to manner of drawing and summoning jurors," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

L. C. CROW.

GRANT C. ANGLE.

The president signed Senate bill No. 22.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 20, thanking the citizens of Everett for their recent entertainment of the State Legislature.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT

Your committee on conference on Senate substitute bill No. 84, respectfully report that they have conferred with Messrs. Britton, Burch and Sims, conferees on the part of the House, with reference to said bill

and now respectfully report the same back to the Senate with the recommendation that the Senate do concur in the House amendment to said bill.

Respectfully submitted.

HERMAN D. CROW,
WARREN W. TOLMAN,
W. W. WILSHIRE.

The report was adopted.

The Senate concurred in House amendments to Senate substitute bill No. 84, by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hemrich, Land, LeCrone, Mantz, Megler, Ruth, Sharp, Smith, Stewart, Tolman, Welty, and Wilshire — 22.

Senator Preston voted nay.

Those absent or not voting were: Senators Baumeister, Biggs, Hallett, Hamilton, Hammer, Moultray, Rands, Reser, Schofield, Sumner, and Warburton — 10.

A petition was presented by Senator Land from the city council of Seattle urging the passage of a bill authorizing cities of the first class to improve streets, alleys, etc., at a cost not to exceed 50 per cent. of the total assessed valuation included within any local district, and read; and, upon motion of Senator Land, was adopted, and referred to the Committee on Municipal Corporations.

REPORTS OF CONFERENCE COMMITTEES.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your conference committee on Senate bill No. 6 respectfully report that we are unable to agree with the House conference on the House amendments to said bill. We will be able to agree with them if the Senate will empower us to agree upon further amendments to the bill. We therefore, ask to be constituted a free conference committee, so that we may report further amendments.

Respectfully submitted.

HAROLD PRESTON.
STANLEY HALLETT.
E. M. RANDS.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT AND MR. SPEAKER:

We, your free conference committee on Senate bill No. 6 respectfully report that we have agreed upon all the House amendments to said bill, and upon the following further amendments, to-wit (references are to the printed bill):

- Section 1, line 11, strike out the word "collateral."
- Section 4, line 2, strike out the word "collateral."

Section 8, line 12, strike out the word "collateral."

Section 8, line 23, strike out all of the line following the word "given" and insert in lieu thereof the words "or bequeathed."

Section 8, line 24, strike out the entire line.

Section 8, line 25, strike out the first three words.

Section 15, line 1, strike out the word "collateral."

Section 17, line 1, strike out the word "collateral."

Section 18, line 1, strike out the word "collateral."

We respectfully recommend the adoption of these amendments and the passage of the bill as amended.

Respectfully submitted.

J. H. EASTERDAY,

H. C. FAIRCHILD,

J. H. DAWES,

House Members.

HAROLD PRESTON,

STANLEY HALLETT,

E. M. RANDS,

Senate Members.

The report was adopted.

Senate bill No. 6, as amended by the House and by the free conference committee, was passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, and Wilshire—30.

Those absent or not voting were: Senators Reser, Schofield, Warburton, and Welty—4.

On motion of Senator Megler, all bills passed by the Senate yesterday were ordered transmitted immediately to the House.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, to whom was referred House bill No. 119, entitled "An act requiring railway companies to build and keep in repair highway crossings and permit the building of private crossings," have had the same under consideration, and we respectfully report the same back to the Senate with the following amendments, and as thus amended, that the same do pass:

Amend section 2, line 5, by striking out the semicolon and the words, "a grade or grades," strike out the word "earth," and strike out the words following the word "width."

Amend section 2, line 6, by striking out the first eight words.

Amend the bill by changing the number of section 5 to section 6, and inserting a new section to be numbered section 5, and to contain the

following: "Section 5. Crossings of like character shall be built and maintained by the railway company the full width of the street, where a railway line crosses any street or streets in any city or town, upon like notice given by the council of the city or town."

Amend the new section 6 as follows: Line 2, after the word "county," insert the words "or city," after the word "highway," insert the words "or street."

Line 4, strike the word "companies," and insert the word "company."

Line 5, strike the word "the" before the word "county," and insert in place thereof the word "such," and after said word "county" insert the words "or city."

Line 6, after the word "highway," insert the words "or street."

Strike lines 7 and 8.

Signed by the following members of the committee:

HAROLD PRESTON, Chairman.
OLIVER HALL.
C. A. MANTZ.
GRANT C. ANGLE.
WARREN W. TOLMAN.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred House bill No. 104, entitled "An act to amend section eight (8) of an act entitled 'An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended by adding section 8½ thereto and declaring an emergency.

"SEC. 2. Section 8½. It shall be unlawful to take or fish for salmon in the Columbia river, or within three miles outside the mouth thereof by any means whatever between the hours of 6 P. M. on Saturday and 6 P. M. the Sunday following in any week from April 15th to August 15th.

"SEC. 3. An emergency exists and this act shall take place immediately."

Amend title by adding "Section 8½, and declaring an emergency."

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: E. Baumeister, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred House bill No. 253, entitled "An act to prevent and punish the destruction of marks or brands upon logs or other timber," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred House joint memorial No. 5, for the construction of a lighthouse at Burrows Island, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews and L. C. Crow.

The report was adopted.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

The House has adopted the report of the conference committee on the House amendments to Senate bill No. 6, asking to be made a free conference committee.

The House has adopted the report of the free conference committee on Senate bill No. 6.

The House has also adopted the report of the conference committee on Senate substitute for Senate bill No. 84.

The House has concurred in Senate amendments to House bill No. 151; House bill No. 254; House bill No. 87; House bill No. 141; House bill No. 187; House bill No. 9; and House bill No. 91.

E. D. COWEN, Chief Clerk.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 200, entitled "An act to amend section 4381 of Ballinger's Annotated Codes and Statutes of Washington, relating to tolls of boom companies, and declaring an emergency, have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do not pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, W. W. Wilshire, Geo. D. Schofield.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, a minority of your Committee on Judiciary, to whom was referred House bill No. 200, entitled "An act to amend section 4381 of Ballinger's Annotated Codes and Statutes of Washington, relating to tolls of boom companies, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

In section 1, line 3, of the printed bill, strike out the word "fifty" and insert the word "sixty-five" in lieu thereof.

In section 1, line 5, of the printed bill, strike out the word "fifty" and insert the word "sixty-five" in lieu thereof.

In section 1, line 12, of the printed bill, strike out the word "fifty" and insert the word "sixty-five" in lieu thereof.

In section 1, line 17, of the printed bill, strike out the word "fifty" and insert the word "sixty-five" in lieu thereof.

Respectfully submitted.

WARREN W. TOLMAN,
C. A. MANTZ,
HERMAN D. CROW,
STANLEY HALLETT.

Senator Warburton moved that the majority report be adopted.

Senator Tolman moved as a substitute that the minority report be adopted.

Senator Warburton withdrew his motion, and moved that the bill be indefinitely postponed.

Roll call was demanded by Senators Moultray, Mantz, Crow L. C., Crow Herman D., Preston and Davis.

The roll was called, and the motion was carried by the following vote:

Those voting yea were: Senators Andrews, Baker, Baumeister, Clapp, Davis, Hall, Hamilton, Hammer, Hemrich, Land, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, and Wilshire—21.

Those voting nay were: Senators Angle, Crow Herman D., Crow L. C., Garber, Hallett, LeCrone, Mantz, Moultray, Tolman, and Welty—10.

Those absent or not voting were: Senators Biggs, Cornwell, and Reser—3.

Senator Megler, president *pro tem.*, was called to the chair.

REPORTS OF STANDING COMMITTEES.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 17, entitled "An act exempting municipal corporations from advancing and paying fees for official services of salaried court officers in actions and proceedings in the courts of this state," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, W. W. Wilshire, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 170, entitled "An act to enable cities that have adopted charters under the provisions of an act entitled 'An act to provide for the government of cities having a population of 20,000 inhabitants, or more, and declaring an emergency to exist,' " etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, W. W. Wilshire, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 128, entitled "An act to promote and establish the efficiency of free public libraries, and establishing a state library commission," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that the same do pass, with the following amendments:

In section 1, line 3, of printed bill, after the word "University," insert a comma, and after the comma the following, "the president of the Agricultural College and School of Science."

In section 3, line 4, of the printed bill, strike out the words "State University," and insert in lieu thereof the following, "office of the Superintendent of Public Instruction."

In section 4, line 3, after the word "who," insert the following, "shall be a woman and."

In section 4, line 4, strike out the word "he," and insert the word "she," in lieu thereof.

In section 4, line 7, strike out the word "he," and insert the word "she," in lieu thereof.

In section 4, line 7, strike out the word "his," and insert the word "her," in lieu thereof.

In section 4, line 8, strike out the word "his," wherever it occurs, and insert the word "her," in lieu thereof.

The following are House amendments:

In section 1, line 3, after the word "and," insert the words "one person chosen by," and strike out the words "president of the woman's."

In section 2, line 1, strike out the word "one," and the comma following.

In section 2, line 2, strike out the comma following the word "to," and strike out the word "three," and the comma following.

In section 5, line 2, after the word "and," and before the word "secretary," insert the word "the."

Respectfully submitted. S. M. LECRONE, Chairman.

We concur in this report: O. T. Cornwell, L. C. Crow, D. E. Biggs, L. B. Andrews.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 247, entitled "An act to amend section 2322, of volume I, of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not pass.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, O. T. Cornwell, L. C. Crow, and D. E. Biggs.

Senator Tolman moved that the report of the committee be adopted, and the bill be placed on general file.

The motion carried.

Senator Biggs moved that the bill be taken off the general file and laid temporarily upon the table.

The motion carried.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 161, entitled "An act amending section 943 of Ballinger's Codes and Statutes of Washington, relating to assessments for local improvements," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, W. W. Wilshire, and Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred Senate bill No. 191, entitled "an act to amend section 73, of the act of the Legislature known as the Code of Public Instruction, approved by the Governor February 10, 1897," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendment:

Strike out all of section 2.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, O. T. Cornwell, L. C. Crow, and D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Military, to whom was referred Senate bill No. 174, entitled "An act to amend sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046, 2061, of volume 1 of Bal-

linger's Annotated Codes and Statutes of Washington, relating to the Military Code of the State of Washington; providing for courts of inquiry, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 1, line 13, of printed bill, strike the word "twelve" and insert in lieu thereof the word "forty-five."

In section 1, in line 16, of printed bill, strike the word "twelve" and insert in lieu thereof the words "forty-five."

Strike all of section 3 after the word "organization" in the second line, and insert in lieu thereof the following: "That a regiment of infantry shall consist of one colonel, one lieutenant colonel, three majors, fifteen captains, fifteen first lieutenants and fifteen second lieutenants, one sergeant major, one quartermaster sergeant, one commissary sergeant, three battalion sergeants major, and two color sergeants with rank, pay and allowance of battalion sergeants major, and twelve companies organized into three battalions of four companies each. Of the officers herein provided, the captains and lieutenants not required for duty with the companies shall be available for detail as regimental and battalion staff officers, and such other details as may be authorized by law or regulations: *Provided*, That the commander-in-chief may increase or decrease the number of officers and non-commissioned officers at his discretion."

Respectfully submitted.

C. L. STEWART, Chairman.

We concur in this report: J. P. Sharp, L. C. Crow, George W. Baker and D. E. Biggs.

The report was adopted.

On motion of Senator Hamilton, the amendments submitted with the report on Senate bill No. 174, were ordered type written for the Senators' files.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

Your Committee on Engrossed bills respectfully reports that the engrossed copy of Senate bill No. 71, entitled "An act providing for the protection of employes in factories, mills or work shops where machinery is used and providing penalties for its violation," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred Senate bill No. 107, entitled "An act providing for the payment of a bounty for the

killing of the common seal," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In section 5, line 2, of the printed bill, strike out the words "five thousand" and substitute the words "twenty-five hundred" therefor.

Same section, line 3, of the printed bill, after the figures "1901," strike out the word "five" and substitute the words "twenty-five" therefor.

Same section, line 4, strike out the word "thousand" and substitute the word "hundred" therefor.

Same section, line 6, of the printed bill, before the word "hatchery" strike out the word "state" and substitute the word "fish" therefor, and that, as so amended, it do pass, and that it be referred to the Committee on Appropriations.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: E. Baumeister, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred Senate bill No. 46, entitled "An act for the protection of trout by preventing the use of salmon eggs as bait for the catching thereof in any brook, stream or river in Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: E. Baumeister, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 210, entitled "An act to amend section 1364 of Ballinger's Codes and Statutes of Washington, relating to election ballots," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title, by inserting the word "Annotated" after the word "Ballinger's."

Amend section 1, line 1, of the printed bill, by inserting after the words "Section 1" the following: "That section 1364 of Ballinger's Annotated Codes and Statutes of Washington, relating to election ballots, be amended to read as follows: Section 1364."

Amend section 1, line 9, of the printed bill, by striking out the word "every" before the word "certificate," and inserting the word "their" in lieu thereof.

Amend section 1, line 18, of the printed bill, by inserting a comma after the word "ballot," by striking out the word "and" after the word "ballot," and by inserting after the word "column" the words "and the people's party in the third column."

Amend section 1, line 19, of the printed bill, by striking out the word "such" and inserting the word "the," by striking out the balance of the line after the word "order," and by adding the following: "in which the certificates of nomination shall have been filed. If any of the above named parties shall fail to nominate a ticket, the name of such party shall not appear upon the ballot."

Amend section 1, line 20, of the printed bill, by striking out the letter "s" in the word "names," and by transposing the apostrophe after the word "candidates."

Amend section 1, line 25, of the printed bill, by striking out the word "After" and inserting the word "Under" in lieu thereof.

Amend section 1, line 31, of the printed bill, by striking out the word "of" and inserting the word "in" in lieu thereof, and by making the word "proposition" read "position;" also strike out the interrogation mark and the parentheses enclosing same.

Amend section 1, line 38, of the printed bill, by adding the following sentence after the word "precincts:": "Each party column shall be two and one-quarter inches wide,"

In the words following line 44 of the printed bill, to-wit, "the name of each candidate," strike the word "each" and insert the word "such,"

In the sample ballot after line 44, of the printed bill, provide two additional spaces below the O at the head of each column. Head the first "Presidential Electors," the second "Congressmen."

In the sample ballot after line 44, of the printed bill, change the words "Chief Justice" in each column to the words "Judges of the Supreme Court."

Amend section 1, line 45, of the printed bill, by striking out the word "the" before the word "state."

Amend section 1, line 46, of the printed bill, by making the word "voters" read "vote," and by striking out the interrogation mark and the parentheses enclosing same.

Amend section 1, line 49, of the printed bill, by making the word "hereinafter" read "herein."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, Warren W. Tolman, Herman D. Crow, W. W. Wilshire, C. A. Mantz.

The report was adopted.

On motion of Senator Preston, the bill was ordered reprinted as amended by the committee.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Judiciary, to whom was referred Senate bill No. 133, entitled "An act to amend sections 2 and 13 of an act entitled 'An act in relation to attachments and garnishments,' approved February 3, 1886," have had the same under consideration,

and we respectfully report the same back to the Senate, with the recommendation that it be indefinitely postponed.

Respectfully submitted.

We concur in this report: Harold Preston, Stanley Hallett, Warren W. Tolman, W. W. Wilshire, C. A. Mantz.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, a minority of your Committee on Judiciary, to whom was referred Senate bill No. 133, entitled "An act to amend sections 2 and 13 of an act entitled 'An act in relation to attachments and garnishments,' approved February 3, 1886," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it be placed on general file.

Respectfully submitted.

HERMAN D. CROW,
E. M. RANDS,
S. WARBURTON.

Senator Tolman moved that the majority report be adopted.

Senator Herman D. Crow moved to amend by substituting the minority report.

The motion was lost and the majority report was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 22.

Also, Senate bill No. 91.

Also, Senate bill No. 36.

Also, Senate bill No. 53.

Also, Senate bill No. 112.

Also, Senate bill No. 92.

Also, Senate bill No. 104.

Also, Senate bill No. 101.

Also, Senate joint memorial No. 1.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 181, entitled "An act to regulate the purchase, sale, transfer and encumbrance of stocks of goods, wares or merchandise in bulk, and prescribing penalties for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Amend section 1, line 12, of the printed bill, by inserting after the word "pledgor" the words "to whom said vendor, mortgagor or pledgor may be indebted for or on account of goods, wares or mer-

chandise purchased upon credit or for or on account of money borrowed to carry on his business in connection with such stock of goods, wares or merchandise."

Amend section 1, line 23, of the printed bill, by inserting after the word "due" the words "for or on account of goods, wares or merchandise purchased upon credit or on account of money borrowed to carry on the business of which said goods are a part."

Add a new section, as follows:

"SEC. 5. Nothing in this act contained shall apply to sales by executors, administrators, receivers, or any public officer acting under judicial process."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, Warren W. Tolman, Herman D. Crow, W. W. Wilshire, C. A. Mantz.

The report was adopted

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Judiciary, to whom was referred Senate bill No. 148, entitled "An act appropriating money for the White Shield Home, of Tacoma," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Warren W. Tolman, Herman D. Crow, W. W. Wilshire, C. A. Mantz.

I, the minority of your Committee on Judiciary, respectfully recommend that Senate bill No. 148 do not pass.

STANLEY HALLETT.

Senator Biggs moved that the majority report be adopted.

Senator Hallett moved to amend by substituting the minority report.

The motion was lost.

The majority report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, the undersigned, your committee of conference on Senate bill No. 8, beg leave to report that they have conferred with Messrs. Dow, Burch, and Bowne, the House conference committee, on said bill, and beg leave to report that they were unable to agree and request that they be made a committee of free conference.

W. W. WILSHIRE,
STANLEY HALLETT,
OLIVER HALL.

The undersigned, your committee of free conference on Senate bill No. 8, have conferred with Messrs. Burch, Dow, and Bowne, the House

committee of free conference, on said bill, and beg leave to report as follows :

That said Senate and House free conference committee recommend that House amendment to section 3, line 8 (being line 3 of the printed bill), be stricken out, and that in lieu thereof said section be amended as follows : By inserting a comma after the word " who " in said line, and that after said word " who " the following be inserted : " unless a surety company bond be given.

That the House recede from its amendment to section 4.

That the House recede from its amendment to section 5 of said bill ; and that said section as it passed the Senate be amended by placing a comma after the word " bond," at the end of line 9, of the printed bill, and inserting after said word " bond " the following : " except when the state is the only adverse party, and."

That the Senate concur in the House amendments to section 7 of said bill.

W. W. WILSHIRE,
OLIVER HALL,
STANLEY HALLETT.

The free conference committee report was adopted by the following vote : Yeas 29, nays 0, absent or not voting 5.

Those voting yea were : Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire — 29.

Those absent or not voting were : Senators Baker, Crow Herman D., Land, Reser, and Welty — 5.

House concurrent resolution No. 20, by Mr. Merritt, was read.

On motion of Senator Hallett, the Senate concurred in the resolution.

Senate bill No. 233, by Senator Baker : An act making an appropriation for the relief of Frank Bartholet, trustee.

The bill was read the first time ; and, upon motion of Senator Baker, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 234, by Senator Angle : An act providing for a state wagon road connecting Hood's Canal with the Sound between Tacoma and Seattle, beginning at a point near the mouth of Olalla creek on Caloo's passage, running in a general westerly direction, crossing Burley creek at or near the head of Henderson bay, thence to a point on or near the head of North

bay, and ending at some feasible point on Hood's Canal between Clifton and Union City, and making an appropriation therefor.

The bill was read the first time; and, upon motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the Committee on Roads and Bridges.

Senate bill No. 235, by Senator Ruth: An act amending sections 3773, 3774, 3775, 3776, 3777, 3778 and 3779 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the establishing and opening public roads, and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Ruth, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

Senate bill No. 236, by Senator Hamilton: An act amending section 40 of an act relating to public lands of the state, being chapter LXXXIX of the Laws of 1897, etc.

The bill was read the first time; and, upon motion of Senator Hamilton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Harbor and Harbor Lines.

GENERAL FILE.

Senate bill No. 71, by Senator Land, relating to the protection of employes in factories, etc., was placed upon its final passage, and failed to pass by the following vote: Yeas 14, nays 16, absent or not voting 4.

Those voting yea were: Senators Angle, Biggs, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hemrich, Land, Le-Crone, Megler, Ruth, Stewart, and Tolman—14.

Those voting nay were: Senators Andrews, Baumeister, Clapp, Cornwell, Hallett, Hamilton, Hammer, Mantz, Moultray, Preston, Rands, Schofield, Sharp, Sumner, Welty, and Wilshire—16.

Those absent or not voting were: Senators Baker, Reser, Smith, and Warburton—4.

On motion of Senator Clapp, the Senate adjourned at 12:15 P. M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senators Wilshire, Baumeister and L. C. Crow, excused, and Senators Biggs and Smith.

GENERAL FILE.

Senate bill No. 161, by Senator Tolman, relating to assessments for local improvements, was read the third time, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Stewart, Sumner, Tolman, Warburton, and Welty—26.

Those absent or not voting were: Senators Baker, Baumeister, Biggs, Crow L. C., Reser, Schofield, Smith, and Wilshire—8.

Senate bill No. 191, by Senator Cornwell, entitled "An act to amend section 73 of the act of the Legislature known as the Code of Public Instruction, approved by the Governor February 10, 1897," was read the third time by sections.

Senator Moultray moved to amend section 1, line 19, of the printed bill, by striking out the word "shall" and inserting the word "may."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 181, by Senator Preston, entitled "An act to regulate the purchase, sale, transfer and encumbrance of stocks of goods, wares or merchandise in bulk, and prescribing penalties for the violation thereof," was read the third time by sections, and referred to the Engrossing Committee.

Senate bill No. 148, by Senator Davis, entitled "An act appropriating money for the White Shield Home, of Tacoma," was read the third time by sections, and referred to the Engrossing Committee.

House bill No. 104, by Mr. Williams, relating to the propagation and protection of food fishes, etc., and declaring an emergency, was read the third time, the bill was placed upon its final passage, and was passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Cornwell, Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, and Welty — 27.

Those absent or not voting were: Senators Baumeister, Biggs, Crow Herman D., Crow L. C., Reser, Smith, and Wilshire — 7.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Cornwell, Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, and Welty — 27.

Those absent or not voting were: Senators Baumeister, Biggs, Crow Herman D., Crow L. C., Reser, Smith, and Wilshire — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 253, by Mr. Earles: To prevent destruction of marks or brands upon logs, etc., was read the third time by sections.

Section 1, line 4, of the printed bill was amended by inserting after the word "shall" the words "be deemed guilty of a misdemeanor and."

Section 1, line 5, of the printed bill, was amended by inserting before the word "be" the word "thereof."

The bill was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Cornwell, Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, and Welty — 27.

Those absent or not voting were: Senators Baumeister, Biggs, Crow Herman D., Crow L. C., Reser, Smith, and Wilshire — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 170, by Mr. York, relating to the validating of certain warrants in cities having a population of 20,000 or over, etc., was read the third time, placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schöfield, Sharp, Stewart, Sumner, Tolman, Warburton, and Welty — 26.

Those absent or not voting were: Senators Baumeister, Biggs, Crow L. C., Land, Mantz, Reser, Smith, and Wilshire — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House memorial No. 5, by Mr. Hastings, providing for the construction of a lighthouse on Burrow's island, was read the third time, placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Welty — 26.

Those absent or not voting were: Senators Baumeister, Biggs, Crow L. C., Garber, Reser, Smith, Warburton, and Wilshire — 8.

The following bills were introduced out of order.

Senate bill No. 237, by Senator Angle: An act permitting the purchase of oyster lands from the state, etc.

The bill was read the first time; and, upon motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on State Granted, School and Tide Lands.

Senate bill No. 238, by Senator Angle: An act to amend an act to regulate insurance companies, corporations, etc., approved March 11, 1897, and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Angle, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to the Committee on Corporations other than Municipal.

Senate bill No. 239, by Senator Land: An act making it unlawful for any company to pay the wages of workmen in merchandise, etc.

The bill was read the first time; and, upon motion of Senator Land, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Corporations other than Municipal.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 100, entitled "An act to amend section 4530 of Ballinger's Annotated Codes and Statutes of Washington, in relation to acknowledgments," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 100.

Senate bill No. 154, by Senator Tolman, relating to drainage and sewerage of cities of the first class, etc., was placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Warburton — 26.

Those absent or not voting were: Senators Baker, Baumeister, Biggs, Crow L. C., Reser, Smith, Welty, and Wilshire — 8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

COMMUNICATION FROM THE GOVERNOR.

The following communication from the Governor was read:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 26, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have received from the Governor of Oregon, the following communication, which is herewith transmitted.

Respectfully,

J. R. ROGERS, Governor.

STATE OF OREGON, EXECUTIVE DEPARTMENT,
SALEM, OREGON, Feb. 23, 1901,

Hon. John E. Rogers, Governor of the State of Washington, Olympia :

DEAR SIR—I herewith enclose you a copy of the resolutions adopted by the Oregon Legislature, February 21, 1901, which relate to the exposition to be held in Portland, in 1905, in honor of the centennial of the Lewis and Clark expedition to this coast. I wish to ask you to present this matter to the Legislature of your state and request that body to take similar action in regard to memorializing Congress to make an appropriation to help carry on this exposition.

Yours very truly,

T. T. GEER, Governor.

WHEREAS, The State of Oregon and the people of the city of Portland and of the Pacific Northwest states have provided the means for holding a Centennial Exposition in honor of the Lewis and Clark expedition to the Pacific Coast, in the city of Portland, during the year 1905, and

WHEREAS, It is believed that the holding of such an exposition will be of great material benefit to the people of the Pacific Coast and to the general government of the United States and of all Oriental countries: therefore be it

Resolved, That Congress be and they are hereby requested to make a suitable appropriation for a national exhibit at said fair and also that proper acts be passed and proper resolutions be presented to the Oriental countries and to other foreign governments and the Dominion of Canada, requesting them to make industrial exhibits at said fair. Be it further

Resolved, That our Senators and members of Congress be and they are hereby requested to use every effort in their power to secure the proper legislation by Congress to carry out the spirit and intent of this resolution.

On motion of Senator Megler, the communication was referred to the Committee on Memorials.

A communication from the legislature of the State of Minnesota, relating to the election of United States senators by direct vote of the people, was read, and, upon motion of Senator Tolman, referred to Committee on Memorials.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

The House has passed House concurrent resolution No. 13, for the appointment of a committee to visit parliament, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

House concurrent resolution No. 13, providing for the appointment of a joint committee to visit Victoria, B. C., concerning establishment of a fish hatchery on Frazer river, was read, and, upon motion of Senator Warburton adopted.

On motion of Senator Mantz, the Senate adjourned at 3:35 P. M., until Thursday, February 28, 1901, at ten o'clock A. M.

T. P. FISK,

Secretary of the Senate.

HENRY MCBRIDE,

President of the Senate.

FORTY-SIXTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Thursday, February 28, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M.

The secretary called the roll; all members being present except Senator Reser, and Senator Wilshire, excused.

Rev. Mr. Badger offered prayer.

On motion of Senator Andrews, the reading of the minutes was dispensed with, and they were approved.

A communication was read from the state federation of women's clubs requesting the favorable consideration for the bill presented by Senator Cornwell, providing for manual training in our public schools, and placed on general file.

On motion of Senator Megler, the rules were suspended, and all bills passed by the Senate yesterday were ordered transmitted immediately to the House.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 159, entitled "An act providing for the establishment of the boundary lines between oyster and other tide lands of an individual, company or corporation, and the lands on waters of the State of Washington and the establishment of permanent marks or monuments thereon," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Lincoln Davis, Oliver Hall, and C. F. Clapp.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 172, entitled "An act to amend section 1 of an act entitled 'An act to amend section 12 of an act entitled

'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas,' etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Lincoln Davis, Oliver Hall, and C. F. Clapp.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

We, your Committee on Dikes, Drains and Drainage, to whom was referred Senate bill No. 137, entitled "An act amending an act entitled 'An act to provide for the establishment and creation of diking districts,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

J. R. WELTY, Chairman.

We concur in this report: E. Hammer, Paul Land.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 148, entitled "An act appropriating money for the White Shield Home, of Tacoma," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 191, entitled "An act to amend section 73 of the act of the Legislature known as the Code of Public Instruction, approved by the Governor, February 10, 1897," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

We, your Committee on Dikes, Drains and Drainage, to whom was referred Senate bill No. 138, entitled "An act amending an act entitled 'An act to provide for the establishment and creation of drainage districts,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. R. WELTY, Chairman.

We concur in this report: E. Hammer, Paul Land.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 107, entitled "An act providing for the payment of a bounty for the killing of the common seal," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Ed. S. Hamilton, J. G. Megler, L. B. Andrews, Oliver Hall, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 80, entitled "An act to establish a state normal school in the county of Pacific, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

Strike out all of section 5, and amend title by striking out the words "and making an appropriation therefor," and as so amended that it be placed on general file.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Ed. S. Hamilton, J. G. Megler, Herman D. Crow, L. B. Andrews, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 32, entitled "An act to establish a state normal school in the county of Chehalis," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be placed on general file.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Ed. S. Hamilton, J. G. Megler, L. B. Andrews, Oliver Hall, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 176, entitled "An act amending section 2394, chapter III, title XV of volume 1, Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended, to-wit:

Amend the title, by striking out the words "chapter III, title XV, volume 1."

Amend section 1, line 1, of the printed bill, by striking out the words "chapter III, title XV, volume 1."

Amend section 1, line 3, of the printed bill, by striking out the figure "1" and inserting the figures "2394" in lieu thereof.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 190, entitled "An act to insure greater accuracy in shorthand reports of judicial and other proceedings," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 83, entitled "An act relating to the vacation of streets, alleys, lots and commons, and parts of streets, alleys, lots and commons in incorporated cities and towns," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, and C. A. Mantz.

The report was adopted.

On motion of Senator Tolman, Senate bill No. 83 was referred to Committee on Municipal Corporations.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 169, entitled "An act creating the office of official court stenographer, prescribing their qualifications, the manner of their appointment and removal, and their compensation," have had the same under consideration, and we respectfully report the same back to the Senate with the amendments hereinbelow stated, with the recommendation that the bill be placed on general file:

Amend section 6, line 5, of the printed bill, by striking out all of said line after the word "amount," and by striking out the word "for" in line 6.

Amend section 6, line 7, of the printed bill, by striking out the balance of the section after the words "if any there be" and inserting in lieu thereof the words "shall be paid out of the general fund."

Add the ordinary emergency clause.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report. Harold Preston, Stanley Hallett, E. M. Rands, and C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your committee on Judiciary, to whom was referred Senate bill No. 147, entitled "An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

Amend section 4, line 6, of the printed bill, by striking out the word "thirty" and inserting the word "ten" in lieu thereof.

Add a new section 5, as follows:

"SEC. 5. Persons leasing lands under the provisions of this act shall mine, take out, keep, maintain, ship and sell all petroleum and natural gas mined upon or taken from the lands so leased, separate and distinct from all like products taken from other lands, and shall submit to the Commissioner of Public Lands, at stated periods to be fixed by said Commissioner, a statement showing the total product taken from said leased lands, the total shipments of such products, and an account showing the sales of all such products. The Commissioner shall make all necessary rules and regulations necessary to carry out the provisions of this act, and to protect the interests of the state. The books and accounts of every person leasing lands under the provisions of this act shall be open to inspection by the State Land Commissioner, or such persons as he may designate, at all times, and the property leased, together with all buildings, machinery, storage tanks and appliances of every kind and nature whatsoever, shall be subject to inspection and examination by the Land Commissioner. The reports required under this act shall be made under oath, upon forms prescribed by the Commissioner. Failure on the part of any lessee hereunder to comply with the terms and conditions of this act, or of his lease, shall forthwith work a forfeiture of the lease. No such forfeiture may be waived. The Commissioner of Public Lands shall incorporate in every such lease such other provisions and conditions not inconsistent with the provisions and conditions contained in this act as may in his judgment be advantageous to the state."

Number section 5 "Sec. 6."

Number section 6 "Sec. 7."

Amend new section 7, line 3, of the printed bill, by striking out the word "two" and inserting the word "one" in lieu thereof, and by striking out the letter "s" in the word "years."

Amend new section 7, line 7, of the printed bill, by striking out the word "this" before the word "lease" and inserting the word "such" in lieu thereof; strike out the period at the end of the section and insert a comma, and add the following: "but failure to operate after discovery of oil or natural gas in paying quantities for any period of ninety consecutive days shall work a forfeiture of the lease."

Amend section 7, line 1, of the printed bill, by numbering it 8, and by striking out the words "Provided further, That" and by inserting a capital "I" in the word "if" in place of the small "i."

Number section 8 "Sec. 9."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, C. A. Mantz.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

We, a majority of your Committee on Constitution and Constitutional Revision, to whom was referred Senate bill No. 135, entitled "An act providing for a constitutional amendment giving to the people of the State of Washington the privilege of initiating laws by petition, or referring laws to the people for their adoption or rejection, otherwise known as "Direct Legislation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

GEO. D. SCHOFIELD, Chairman.

We concur in this report: J. R. Welty, A. S. Ruth, Ed. S. Hamilton, T. B. Sumner, Geo. A. Baker.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

I, a member of said committee, beg leave to submit the following minority report: Report said bill back to the Senate with the recommendation that it do pass.

WARREN W. TOLMAN.

On motion of Senator Tolman, the reports with the bill were placed on general file.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

We, your Committee on Constitution and Constitutional Revision, to whom was referred Senate bill No. 180, entitled "An act to provide for submitting a constitutional amendment to the people of the State of Washington, amending article VI of the Constitution of the State of Washington, relating to 'elections and elective rights,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be placed on general file.

Respectfully submitted.

GEO. D. SCHOFIELD, Chairman.

We concur in this report: J. R. Welty, Warren W. Tolman, A. S. Ruth, Ed. S. Hamilton, T. B. Sumner, Geo. H. Baker.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

We, your Committee on Constitution and Constitutional Revision, to whom was referred Senate bill No. 203, entitled "An act providing for voting on a constitutional amendment at the general election to be held in November, 1902, amending section 23, of article II of the Constitution of the State of Washington, relating to legislative department and the compensation of members of the legislature," have had the same under

consideration, and we respectfully report the same back to the Senate with the recommendation the same be indefinitely postponed.

Respectfully submitted. GEO. D. SCHOFIELD, Chairman.

We concur in this report: J. R. Welty, Warren W. Tolman, A. S. Ruth, Ed. S. Hamilton, T. B. Sumner, Geo. H. Baker.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 220, entitled "An act relating to the vacation of roads and repealing sections 3798, 3799 and 3803 of Ballinger's Annotated Codes and Statutes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. E. BAUMEISTER, Chairman.

We concur in this report: George H. Baker, C. L. Stewart, and Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 201, entitled "An act providing for a wagon road beginning at the nearest practicable point to the intersection of Railroad avenue," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to Appropriation Committee.

Respectfully submitted. E. BAUMEISTER, Chairman.

We concur in this report: George H. Baker, C. L. Stewart, and Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 198, entitled "An act providing for a state wagon road beginning at the city of Montesano, in Chehalis county," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Appropriation Committee.

Respectfully submitted. E. BAUMEISTER, Chairman.

We concur in this report: George H. Baker, C. L. Stewart, and Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Constitution and Constitutional Revision, to whom was referred House bill No. 90, entitled "An act making application to the Congress of the United States of America to call a conven-

tion for proposing amendments to the Constitution of the United States of America as authorized by article v of the Constitution of the United States of America," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to Committee on Memorials.

Respectfully submitted. GEO. D. SCHOFIELD, Chairman.

We concur in this report: J. R. Welty, Warren W. Tolman, A. S. Ruth, Ed. S. Hamilton, T. B. Sumner, Geo. H. Baker.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred House bill No. 238, entitled "An act making appropriations for certain deficiencies for fiscal periods prior to March 31, 1901, and for other purposes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows :

After the last sub-division of section 1, add sub-division 5, to wit : "5. Salary, two additional Superior Judges to March 31, 1901, \$500," and that as so amended it do pass.

Respectfully submitted. E. HAMMER, Chairman.

We concur in this report: Ed. S. Hamilton, J. G. Megler, L. B. Andrews, Oliver Hall, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 36, entitled "An act repealing section 6 of an act, entitled 'An act entitled "An act to provide for the assessment and collection of taxes in the State of Washington,"' etc., have had the same under consideration.

Your committee respectfully report the bill back to the Senate with the recommendation that it do pass as amended, to-wit :

Amend the title, line 7, of the engrossed bill, by striking out the figures "45" and inserting the figures "43" in lieu thereof.

Amend section 2, line 19, of the printed bill, by inserting after the word "cities" the words "towns and school districts."

Amend section 2, line 21, of the printed bill, by inserting after the word "cities" the words "towns and school districts."

Amend section 2, line 22, of the printed bill, by inserting after the word "cities" the words "towns and school districts."

Amend section 2, line 23, of the printed bill, by inserting after the word "cities" the words "towns and school districts."

Amend section 2, line 24, of the printed bill, by inserting after the word "city" the words "town or school district."

Strike out the House amendment at the end of section 2 and insert in lieu thereof the following :

"The county shall retain from the penalty and interest on delinquent taxes collected for cities, towns and school districts fifteen per cent. thereof, as compensation for collecting the same."

Respectfully submitted. S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Herman D. Crow, Warren W. Tolman, W. W. Wilshire.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

We, a minority of your Committee on Judiciary, to whom was referred House bill No. 36, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

STANLEY HALLETT,
C. A. MANTZ,
E. M. RANDS,

On motion of Senator Warburton, the bill with the reports were placed on general file.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Medicine, Dentistry, Surgery and Hygiene, to whom was referred Senate bill No. 130, entitled "An act regulating the sale of spectacles and eyeglasses," etc., have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

J. J. SMITH, Chairman.

I concur in this report: S. M. LeCrone.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Medicine, Dentistry, Surgery and Hygiene, to whom was referred Senate bill No. 199, entitled "An act to protect the public in the sale and to regulate the advertisement for sale of poisons," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. J. SMITH, Chairman.

I concur in this report: S. M. LeCrone.

The report was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

The speaker of the House has signed House bill No. 187.

Also, House bill No. 151.

Also, House bill No. 254.

Also, House bill No. 91.

Also, House bill No. 197.

Also, House bill No. 141.

Also, House bill No. 87.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 187, 151, 254, 91, 197, 141, 87.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

The speaker of the House has signed Senate bill No. 100.

The House has passed House bill No. 101, regulating the practice of medicine and surgery, notwithstanding the veto of His Excellency the Governor; and the bill, together with the veto message, is herewith transmitted.

The House has concurred in Senate amendments to House bill No. 104, amending an act regarding food fishes.

The conferees on Senate bill No. 8, having failed to agree, Messrs. Burch, Dow and Bowne have been appointed as a committee of free conference on the part of the House.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 240, by Senator Baumeister: An act making an appropriation for the Interstate Fair Association of Clarkston, Washington.

The bill was read the first time; and, upon motion of Senator Baumeister, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 241, by Senator Andrews: An act making an appropriation for legislative expenses.

The bill was read the first time; and, upon motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 242, by Senator Andrews: An act making a preliminary provision for a state building and an exhibit of the products of the State of Washington at the "Louisiana Purchase Centennial Exposition" of 1903, and making an appropriation therefor.

The bill was read the first time; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 243, by Senator Sharp: An act to amend an act entitled "An act accepting the terms of an act of Congress, approved March 18, 1894, providing for the reclamation, settlement and disposition of the one million acres of arid land granted therein, making appropriation therefor, and declaring an emergency, approved March 22, 1895," etc.

The bill was read the first time; and, on motion of Senator Sharp, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Irrigation and Arid Lands.

GENERAL FILE.

Senate bill No. 191, by Senator Cornwell, by request, entitled "An act to amend section 73, of the act of the Legislature known as the Code of Public Instruction, approved by the Governor February 10, 1897," was placed upon its final passage, and was passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Sumner, Tolman, and Warburton — 27.

Those absent or not voting were: Senators Biggs, Preston, Reser, Smith, Stewart, Welty, and Wilshire — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Consent was granted to Senator Hallett to make a report on Senate bill No. 68.

Upon motion of Senator Hamilton, the report of the committee on Senate bill No. 68 was laid upon the table until the bill could be found to accompany the report.

Senate bill No. 148, by Senator Davis, entitled "An act appropriating money for the White Shield Home, of Tacoma," was placed upon its final passage, and passed by the following vote: Yeas 24, nays 6, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler,

Moultray, Preston, Schofield, Sharp, Smith, Stewart, Sumner, and Warburton — 24.

Those voting nay were: Senators Garber, Hallett, Mantz, Ruth, Tolman, and Welty — 6.

Those absent or not voting were: Senators Baumeister, Rands, Reser, and Wilshire — 4.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hall, Senate bill No. 182, by Senator Herman D. Crow, relating to the changing of the name of the Agricultural College at Pullman, was made a special order for Monday, March 4, 1901, at 2:30 o'clock P. M.

Senate bill No. 174, by Senator Herman D. Crow, entitled "An act to amend sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046, 2061, of volume 1 of Ballinger's Annotated Codes and Statutes of Washington, relating to the military code of the State of Washington, providing for courts of inquiry, and declaring an emergency," was read the third time by sections.

Senator Herman D. Crow moved to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, of the printed bill, by striking out the subject reference therein.

The motion carried.

Senator Garber moved to amend section 4, line 4, of the printed bill, by striking out the figures "\$2,000" and inserting the words "fifteen hundred" in lieu thereof.

The motion was lost.

Senator Garber moved to amend section 5, line 4, of the printed bill, by striking out the words "twenty-one" and inserting the word "nineteen" in lieu thereof.

The motion was lost.

Senator Herman D. Crow moved to amend section 6, line 30, of the printed bill, by striking out the word "be" at the end of said line; also to amend section 15 of the printed bill, by striking out, in line 3, the word "for"; by inserting in line 4, after the figure "1," the word "For"; by inserting in line 5, after the figure "2," the word "For."

The motion carried.

Senator Megler moved to amend section 17 of the printed bill by striking out lines 1, 2 and 3, and inserting in lieu thereof, the

words "An emergency exists, and this act shall take effect immediately."

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Megler, the Senate adjourned at 12 o'clock M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senator Reser, and Senator Wilshire, excused.

On motion of Senator Smith, House bill No. 101, by Mr. Brown, same having been passed by the House over the Governor's veto, was taken up.

The message was read in full, and House bill No. 101 was passed (notwithstanding the Governor's veto), by the following vote: Yeas 27, nays 3, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—27.

Those voting nay were: Senators Garber, Hallett, and Mantz—3.

Those absent or not voting were: Senators Land, Moultray, Reser, and Wilshire—4.

Senate bill No. 231, by Senator Hamilton: An act ceding to the United States jurisdiction over Rainier National Park, was read the third time by sections.

Upon motion of Senator Hamilton, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich,

Land, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Warburton—28.

Those absent or not voting were: Senators Biggs, Rands, Reser, Smith, Welty, and Wilshire—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hamilton, the rules were suspended, and the bill was ordered transmitted immediately to the House.

Senate bill No. 137, by Senator Hammer, entitled "An act amending an act entitled 'An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency,' approved March 20, 1895; the same being chapter cxvii of the Session Laws of 1895, by adding thereto section 12½ after section 12 of said act," was read the third time, the rules were suspended, the bill considered engrossed, was placed upon its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallet, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, and Welty—28.

Those absent or not voting were: Senators Baumeister, LeCrone, Reser, Stewart, Warburton, and Wilshire—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 138, by Senator Hammer, entitled "An act amending an act entitled 'An act to provide for the establishment and creation of drainage districts, and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency,' approved March 20, 1895, the same being chapter cxv of the Session Laws of 1895, by adding thereto section 12½ after section 12 of said act," was read the third time by sections.

Senator Preston moved to amend the bill as follows:

Amend by inserting after the enacting clause the following:

"SECTION 1. That an act entitled 'An act to provide for the establishment and creation of drainage districts, and the construction and maintenance of a system of drainage, and to provide for the means of pay-

ment thereof and declaring an emergency,' approved March 20, 1895, be amended by adding thereto at the end of section 12 thereof a new section numbered 12½ as follows:"

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Hammer, unanimous consent was given to reconsider the vote whereby Senate bill No. 137 was passed.

Senator Preston moved to amend Senate bill No. 137, as follows:

Amend by inserting after the enacting clause the following:

"SECTION 1. That an act entitled 'An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency.' approved March 20, 1895, be amended by adding thereto at the the end of section 12 thereof a new section numbered 12½, as follows:"

The bill was referred to the Engrossing Committee.

Senate bill No. 147, by Senator Hall, entitled "An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency," was read the third time by sections, and referred to the Engrossing Committee.

On motion of Senator Welty, the Senate concurred in House amendments to Senate bill No. 118, by Senator Welty, entitled "An act amending section 7049 of Ballinger's Annotated Codes and Statutes of Washington, relating to kidnaping," by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumester, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Mègler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, and Welty—28.

Those being absent or not voting were: Senators Biggs, Cornwell, Hemrich, Reser, Summer, and Wilshire—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senator Megler, president *pro tem.*, was called to the chair.

Senate bill No. 159, by Senator Angle, entitled "An act providing for the establishment of the boundary lines between oyster or other tide lands of an individual, company or corporation and the lands or waters of the State of Washington, and the estab-

lishment of permanent marks or monuments thereon," was read the third time by sections.

Senator Tolman moved to amend section 1, line 6, of the printed bill, by striking out the words "provided that."

The motion carried.

On motion of Senator Angle, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, and Welty—25.

Those absent or not voting were: Senators Cornwell, Garber, Hamilton, Hemrich, Rands, Reser, Stewart, Warburton, and Wilshire—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 172, by Senator Welty, entitled "An act to amend section 1 of an act entitled 'An act to amend section 12 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas,'" etc., was read the third time by sections.

On motion of Senator Welty, the rules were suspended, the bill was considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Welty—28.

Those absent or not voting were: Senators Clapp, Hammer, Moultray, Reser, Warburton, and Wilshire—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator L. C. Crow, the Senate resolved itself into a committee of the whole to consider Senate bill No. 107, by

Senator Megler, entitled "An act providing for the payment of a bounty for the killing of the common seal," etc.

The bill was considered in the committee of the whole, Senator L. C. Crow in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

Amend by striking wherever occurring the figures "\$5,000" and inserting the figures "\$2,500" in lieu thereof.

Amend the emergency clause by striking, and inserting the words "An emergency exists and this act shall take effect immediately," in lieu thereof.

Amend the title by striking out the words "five thousand" and inserting the words "twenty-five hundred" in lieu thereof, and by adding thereto "and declaring an emergency."

On motion of Senator Land, the report of the committee was adopted.

On motion of Senator Andrews, the rules were suspended, and the reading just had in the committee of the whole was considered the third reading of the bill.

The bill was referred to the Engrossing Committee.

Senate bill No. 176, by Senator Hammer, entitled "An act amending section 2394, chapter III, title xv of volume I, Ballinger's Annotated Codes and Statutes of the State of Washington, and declaring an emergency," was considered engrossed and read the third time; the rules were suspended, the bill was placed upon its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—28.

Those absent or not voting were: Senators Biggs, Cornwell, Hamilton, Reser, Ruth, and Wilshire—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The emergency clause passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow L. C., Davis, Garber, Hallett, Hamil-

ton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—26.

Those absent or not voting were: Senators Biggs, Cornwell, Crow Herman D., Hall, Hemrich, Reser, Ruth, and Wilshire—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 181, entitled "An act to regulate the purchase, sale, transfer and incumbrance of stocks of goods, wares or merchandise in bulk, and providing penalties for the violation thereof," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

The speaker of the House has signed House concurrent resolution No. 13, providing for the appointment of a joint committee to visit Victoria, B. C., concerning the establishment of a fish hatchery on the Fraser river, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House concurrent resolution No. 13.

Senate bill No. 181, by Senator Preston, to regulate the purchase, sale, transfer and encumbrance of stocks of goods, wares or merchandise in bulk, and prescribing penalties for the violation thereof, was placed upon its final passage, and passed by the following vote: Yeas 25, nays 2, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Rands, Schofield, Smith, Stewart, Sumner, Tolman, Warburton, and Welty — 25.

Those voting nay were: Senators Baumeister and Sharp— 2.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Moultray, Reser, Ruth, and Wilshire— 7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

President McBride resumed the chair.

Senate bill No. 190, by Senator Preston, entitled "An act to insure greater accuracy in shorthand reports of judicial and other proceedings," was read the third time; and, upon motion of Senator Preston, further action was postponed until the Senate had acted upon the bill relating to official stenographer.

Senate bill No. 199, by Senator LeCrone, entitled "An act to protect the public in the sale and to regulate the advertisement for sale of poisons," was read the third time; and, upon motion of Senator Warburton, further action was deferred.

On motion of Senator Hamilton, the report on Senate bill No. 68 was received out of order.

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Public Morals, to whom was referred Senate bill No. 68, entitled "An act to amend section 210, volume II, Hill's Annotated Statutes and Codes, being section 210 of Hill's Penal Code, and section 7250, volume II, of Ballinger's Annotated Codes and Statutes of Washington, relating to closing of places of amusement on Sunday," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

STANLEY HALLETT, Chairman.

I, a minority of the committee, recommend that the bill do pass.

C. L. STEWART.

Senator Hamilton moved that the minority report be adopted.

Senator Hallett moved to amend the motion by substituting the word "majority" for "minority."

The motion was lost.

On motion of Senator Hamilton, Senate bill No. 68 was read the third time by sections, the rules suspended, the bill considered engrossed, placed upon its final passage, and failed to pass by the following vote: Yeas 14, nays 12, absent or not voting 8.

Those voting yea were: Senators Andrews, Baker, Clapp, Davis, Hall, Hemrich, LeCrone, Megler, Rands, Schofield, Sharp, Smith, Stewart, and Warburton—14.

Those voting nay were: Senators Angle, Baumeister, Cornwall, Garber, Hallett, Hamilton, Hammer, Mantz, Preston, Sumner, Tolman, and Welty—12.

Those absent or not voting were: Senators Biggs, Crow Herman D., Crow L. C., Land, Moultray, Reser, Ruth, and Wilshire—8.

Senator Hamilton explained that he changed his vote from yea to nay in order that at the proper time he would move to reconsider the vote whereby the bill failed to pass.

OLYMPIA, WASH., February 28, 1901.

To the Senate and House of Representatives of the State of Washington:

We, the undersigned, the conference committee appointed to consider Senate bill No. 28, beg leave to report that we have had the same under consideration and have been unable to agree. We, therefore, recommend that this committee be constituted a free conference committee.

E. M. RANDS,
GEO. D. SCHOFIELD,
HAROLD PRESTON,
For the Senate.

H. A. FAIRCHILD,
J. M. P. CHALMERS,
JAMES T. JOHNSON,
For the House.

The report was adopted.

The free conference committee submitted the following report:

OLYMPIA, WASH., February 28, 1901.

To the Senate and House of Representatives of the State of Washington:

We, the undersigned, your free conference committee, to whom was referred Senate bill No. 28, beg leave to report that we have had the same under consideration, and recommend that the bill do pass with the following amendments:

Amend the title by inserting after the numerals 6993 the words and figures "and 6995."

We recommend further that the House amendment constituting section 2, of the printed bill, be concurred in, and that the Senate do not concur in House amendment, amending section 1, line 24, of the printed bill.

Respectfully submitted.

E. M. RANDS,
HAROLD PRESTON,
GEO. D. SCHOFIELD,
Senate Committee.

H. A. FAIRCHILD,
J. M. P. CHALMERS,
JAMES T. JOHNSON,
House Committee.

The report of the free conference committee was adopted by the following vote : Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Davis, Garber, Hall, Hallett, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, and Welty — 24.

Those absent or not voting were: Senators Biggs, Clapp, Crow Herman D., Crow L. C., Hamilton, Hammer, Land, Reser, Stewart, and Wilshire — 10.

Senator Hamilton gave notice that at the proper time he would move to reconsider the vote whereby Senate bill No. 68 failed to pass.

Senate bill No. 180, by Senator Smith, entitled "An act to provide for submitting a constitutional amendment to the people of the State of Washington, amending article 6 of the constitution of the State of Washington relating to 'elections and elective rights,' was read the third time by sections, the rules suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote : Yeas 24, nays 6, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hamilton, Hammer, Hemrich, LeCrone, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, and Welty— 24.

Those voting nay were: Senators Hall, Hallett, Mantz, Megler, Tolman, and Warburton — 6.

Those absent or not voting were: Senators Land, Reser, Stewart, and Wilshire— 4.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Warburton, the Senate adjourned at 4:20 P. M. until Friday, March 1, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FORTY-SEVENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Friday, March 1, 1901, }
10 o'clock A. M.

Senator Megler, president *pro tem.*, called the Senate to order at the hour of ten o'clock A. M.

The secretary called the roll; all members being present except Senator Reser, and Senator L. C. Crow excused.

Rev. Mr. Treisch offered prayer.

On motion of Senator Hamilton, the reading of the minutes was dispensed with, and they were approved.

On motion of Senator Preston, Senate bills Nos. 137 and 138 were taken from Engrossing Committee and referred to Judiciary Committee.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 83, entitled "An act relating to the vacation of streets and alleys in incorporated cities and towns," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments, to-wit:

Amend the title of printed bill by striking out the comma after the word "streets" in the first line and inserting the word "and" between the words "streets" and "alleys," strike out the comma after the word "alleys" and the words "lots and commons." After the word "streets" near the end of the first line, strike out the comma and insert the word "and." Strike out the words "lots and commons" at the beginning of the second line.

In section 1, line 2, strike out the word "lot" after the word "any"; insert the word "or" between the words "street" and "alley," and strike out the words "or common" after the word "alley."

In line 7 strike out the word "lot" and insert the word "or" between the words "street" and "alley," and strike out the words "or common" after the word "alley."

In line 12 after the word "town" insert the following: "And a like notice in a conspicuous place on the street or alley sought to be vacated."

In line 13 after the word "vacate" strike out the words "the property," and insert in lieu thereof the words "such street or alley."

Strike out all of section 3, and make a new section to read as follows :

"SEC. 3. That when any street, alley or public way in any incorporated city or town in this state has, heretofore or may hereafter be vacated by the council or legislative body of said city or town, the property within the limits of any such street, alley or public way so vacated shall belong to the abutting property owners, one-half to each, unless within six months after the taking effect of this act, any person or corporation, who may feel himself or itself aggrieved by such a division, may commence an action in the proper courts of this state to determine the title to any such street, alley or public way so vacated."

Strike out section 4.

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, C. A. Mantz, A. Hemrich, and Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., February, 28, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Education, to whom was referred Senate bill No. 175, entitled "An act to prohibit the sale, or offering for sale, or bringing into the state for purpose of sale, or giving away of any cigarette, cigarette paper, or substitute therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: O. T. Cornwell, L. C. Crow.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

I, a minority of your Committee on Education, to whom was referred Senate bill No. 175, entitled "An act to prohibit the sale, or offering for sale, or bringing into the state for purpose of sale, or giving away of any cigarette, cigarette paper, or substitute thereof," have had the same under consideration, and respectfully report the same back to the Senate with the recommendation that the same do not pass.

Respectfully submitted.

D. E. BIGGS.

On motion of Senator Schofield, the reports with the bill were placed on general file.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

We, your Committee on Counties and County Boundaries, to whom was referred Senate bill No. 224, entitled "An act authorizing any county in the State of Washington to join with any city of the first or second class in such county in paying for the construction of any bridge," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

GEO. H. BAKER, Chairman.

We concur in this report: J. J. Smith, C. L. Stewart, C. A. Mantz, G. Garber.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on County and County Boundaries, to whom was referred Senate bill No. 223, entitled "An act for the leasing of county property, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

GEO. H. BAKER, Chairman.

We concur in this report: J. J. Smith, C. L. Stewart.

The report was adopted.

OLYMPIA, WASH., February 27, 1901.

MR. PRESIDENT :

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 222, entitled "An act relating to county surveyors," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended, to-wit :

Section 6, line 1, strike out the words "prepare profile of all roads and."

Section 7, is to be stricken out.

Section 8, amended to read section 7.

Section 9, amended to read section 8.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: C. L. Stewart, Paul Land, Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on State Penal and Reformatory Institutions, to whom was referred Senate bill No. 217, entitled "An act to amend sections 2706, 2721, 2722 and 2727 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Reform School," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

O. T. CORNWELL, Chairman.

We concur in this report: Oliver Hall, J. J. Smith, Warren W. Tolman.

The report was adopted,

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT :

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 219, entitled "An act defining the limit of cost and amount of assessments for permanent pavement local improvements in cities of the first class and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the

Senate with the recommendation that the same be placed on general file.

Respectfully submitted. WARREN W. TOLMAN, Chairman.

We concur in this report: C. A. Mantz, J. R. Welty, E. M. Rands, George D. Schofield, W. W. Wilshire, and A. Hemrich.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT :

We, a majority of your Committee on Municipal Corporations, to whom was referred Senate bill No. 215, entitled "An act providing for the submission of ordinances and questions concerning municipal affairs in cities of the first class to the people thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

WARREN W. TOLMAN,
C. A. MANTZ,
J. R. WELTY.

We, a minority of your committee recommend that the bill be indefinitely postponed.

GEORGE D. SCHOFIELD,
A. HEMRICH,
E. M. RANDS.

On motion of Senator Tolman the reports, with bill, were placed on general file.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 171, entitled "An act relating to the compensation of attorneys appointed by the superior court to defend persons charged with crime, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, Herman D. Crow, George D. Schofield, and C. A. Mantz.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 132, entitled "An act permitting the appointment of corporations as executors, administrators, guardians, trustees, receivers, and assignees, when incorporated for such purposes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendments :

In section 1, line 2 of the printed bill, after the word "Washington" insert in parentheses the words "other than a banking corporation,"

and in the same line strike out the figures 25,000 and insert the following: "50,000, fully paid up in cash."

Strike out section 2.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Geo. W. Schofield, Herman D. Crow, C. A. Mantz, Harold Preston, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 225, entitled "An act to provide for the escheat to the state of real and personal property," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, E. M. Rands, C. A. Mantz, Herman D. Crow, Harold Preston.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 173, entitled "An act to regulate the practice in the superior courts," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendments :

In section 1, line 2 of the printed bill, strike out the words "or demurrer."

In section 2, line 1 of the printed bill, strike out the words "or the," and in line 2 strike out the word "demurrer."

Strike section 3.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, E. M. Rands, C. A. Mantz, Harold Preston, Herman D. Crow, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 138, entitled "An act amending an act entitled 'An act to provide for the establishment and creation of drainage districts, and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency,' approved March 30, 1895, the same being chapter CXV of the Session Laws of 1895, by adding thereto section 12½ after section 12, of said act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass, with the following amendments, to-wit :

Amend the title, by inserting after the word "amending" the words "section thirteen of."

Amend the title, by striking all following the first figures 1895.

Amend the bill by inserting after the enacted clause the following :

SECTION 1. That section 13, of an act entitled "An act to provide for the establishment and creation of drainage districts, and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency," approved March 20, 1895, be amended to read as follows :

Amend line 1, of the printed bill, by striking out the figures 12½, and inserting the figures 13.

Amend line 22, of the printed bill, by inserting at the close thereof the following :

"Every person or corporation feeling himself or itself aggrieved by any judgment for damages or any assessment of benefits provided in this act, may appeal to the Supreme Court of the state within thirty days after the entry of the judgment, and such appeal shall bring before the Supreme Court the propriety and justness of the amount of damage or assessment of benefit in respect to the parties to the appeal. Upon such appeal no bond shall be required and no stay shall be allowed."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, C. A. Mantz, Harold Preston, Geo. D. Schofield, E. M. Rands, Herman D. Crow, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 137, entitled "An act amending an act, entitled 'An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency,' approved March 20, 1895, the same being chapter XVII of the Session Laws of 1895, by adding thereto section 12½ after section 12 of said act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit :

Amend the title by inserting after the word "amending" the words "section thirteen of."

Amend the title by striking all following the first numerals "1895".

Amend the bill by inserting the following immediately after the enacting clause, to-wit :

"SECTION 1. That section 13 of an act, entitled 'An act to provide for the appointment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency,' approved March 20, 1895, be amended to read as follows:"

Amend line 1, of the printed bill, by striking out the figures "12½" and inserting in lieu thereof the figures "13."

Amend line 22, of the printed bill, by inserting at the end thereof the following ;

“ Every person or corporation feeling himself or itself aggrieved by any judgment for damages or any assessment of benefits provided in this act, may appeal to the Supreme Court of the state within thirty days after the entry of the judgment, and such appeal shall bring before the Supreme Court the propriety and justness of the amount of damage or assessment of benefit in respect to the parties to the appeal. Upon such appeal no bond shall be required and no stay shall be allowed.”

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Stanley Hallett, C. A. Mantz, E. M. Rands, Harold Preston, Geo. D. Schofield, Herman D. Crow, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 211, entitled “An act to enable counties, cities and towns to validate certain evidences of indebtedness,” etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: C. A. Mantz, J. R. Welty, E. M. Rands, Geo. D. Schofield, W. W. Wilshire, A. Hemrich.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Medicine, Surgery and Hygiene, to whom was referred House bill No. 116, entitled “An act relating to quarantine in cities,” have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. J. SMITH, Chairman.

I concur in this report: S. M. LeCrone.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 136, entitled “An act providing for county boards of grammar school examiners, prescribing manner of appointment, term of office, duties and compensation of such boards, and declaring an emergency,” have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

The following are House amendments: Amend the title by striking

out the comma after the word "boards" in line 2, and inserting a period in lieu thereof, and strike out the words "and declaring an emergency."

Strike out all of section 4.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 197, entitled "An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: E. Baumeister, A. Hemrich, C. F. Clapp, A. S. Ruth, Herman D. Crow, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 164, entitled "An act amending sections 21 and 58 of chapter LXXI of the Laws of 1897," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: E. Baumeister, A. Hemrich, C. F. Clapp, A. S. Ruth, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 229, entitled "An act to amend section 1657 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass, with the following amendment:

In line 14, of the printed bill, strike out the word "colonies" and substitute the word "islands" in lieu thereof.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: E. Baumeister, A. Hemrich, C. F. Clapp, A. S. Ruth, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 193, entitled "An act to amend 'An act in relation to and to pre-

vent the introduction or spread of disease among sheep," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the substitute bill do pass.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, O. T. Cornwell, G. Garber.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred House bill No. 22, entitled "An act to create a special fund for compensation of owners of domestic animals killed or injured by dogs," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, O. T. Cornwell, G. Garber.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 28, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bills:

Senate bill No. 104, entitled "An act requiring persons owning or operating ditches through which water is diverted from natural sources, to keep in repair ditches," etc.

Senate bill No. 101, entitled "An act to amend sections 6500, 6513 and 6514, of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme Court."

Senate joint memorial No. 1, relating to Indian war veterans, etc.

Senate bill No. 22, entitled "An act to amend section 4741 of Ballinger's Annotated Codes and Statutes of Washington, relating to manner of drawing and summoning jurors."

Senate bill No. 91, entitled "An act to provide for the endorsement of decrees of courts regarding the use of waters for irrigation," etc.

Senate bill No. 36, entitled "An act defining larceny from the person and fixing the penalty therefor."

Senate bill No. 53, entitled "An act to amend section 4683 of Ballinger's Annotated Codes and Statutes of Washington, relating to the criminal jurisdiction of justices of the peace."

Senate bill No. 112, entitled "An act making a deficiency appropriation for the office of State Treasurer of the State of Washington."

Senate bill No. 92, entitled "An act making it a misdemeanor for any person to interfere with any headgate, etc., of irrigation ditches."

Yours respectfully,

J. H. PELLETIER,

Governor's Private Secretary.

MESSAGE FROM THE HOUSE.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

The House has adopted the report of the committee of free conference on Senate bill No. 8.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 147, entitled "An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT :

The House has adopted the report of the conference committee on Senate bill No. 28, asking to be made a free conference committee.

The House has adopted the report of the free conference committee on Senate bill No. 28.

The House has passed House bill No. 34, compelling railroads to fence their rights-of-way, etc.

Also, House bill No. 51, for the prevention of cruelty to animals.

Under the provisions of House concurrent resolution No. 13, Messrs. Fairchild and Easterday have been appointed as members of the joint committee which is to visit the parliament of British Columbia.

The House has passed Senate joint memorial No. 5, relating to forest reserves, with the following amendments: Strike out the word "the" from the last paragraph and insert in lieu thereof the word "our;" also, strike out the words "of the State of Washington" and insert in lieu thereof the words "in congress."

Also, Senate joint memorial No. 10, urging upon congress the need of an appropriation for a lighthouse at the entrance to Blaine Harbor.

Also, Senate bill No. 114, appropriating money for the payment of certain judgments against the State of Washington.

Also, Senate bill No. 98, relating to the issuance of bonds by counties, cities and towns, with the following emendments: Amend section 1, line 10 (being line 5 of the printed bill), by striking out all that part after the words "section three," and lines 6 and 7 down to and including the word "then" and insert in lieu thereof "bonds may be issued without notice under the provisions of this act, for the purpose of funding or refunding outstanding bonds when exchanged at not less than par value but." Amend section 1, line 8 (being line 15 of the original bill), by inserting the word "other" between the words "any" and "bonds;" and by striking out the word "sold" and inserting in lieu thereof the word "issued."

Also, Senate bill No. 102, relating to the powers of judges of the

superior courts, with the following amendments: Amend by adding section entitled sec. 2, as follows:

"SEC. 2. Any judge of the superior court of the State of Washington who shall have heard any cause, either upon motion, demurrer, issue of fact, or other matter in any county out of his district may decide, rule upon and determine the same in any county in this state, which decision, ruling and determination shall be in writing and shall be filed immediately with the clerk of the county where such cause is pending."

Amend by making sec. 2, section 3.

The speaker of the House has signed House bill No. 170.

Also, House bill No. 253.

Also, House bill No. 104.

Also, House bill No. 9.

Also, House joint memorial No. 5.

Also, House concurrent resolution No. 20.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 244, by Senator Preston: An act to amend section 5645 of Ballinger's Annotated Codes and Statutes of the State of Washington.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 245, by Senator Cornwell, by request: An act creating a lien and providing for its enforcement, and amending an act of the Legislature of the State of Washington approved February 21, 1893.

The bill was read the first time; and, on motion of Senator Cornwell, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Labor and Labor Statistics.

Senate bill No. 246, by Senator Wilshire, by request: An act providing for the approval and certification of a codification of the laws in force, of the State of Washington, and declaring the effect thereof.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 247, by Senator Herman D. Crow: An act relating to liens of innkeepers, and the liability of innkeeper.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate substitute bill No. 193, by Committee on Agriculture: An act to create the office of sheep inspector, and prescribe the duties thereof.

The bill was read the first time; and, upon motion of Senator Baker, the rules were suspended, the bill was read second time by title, ordered printed, and placed on general file.

Senate bill No. 248, by Senator Wilshire, by request: An act granting rights-of-way to railroad companies over the lands of the State of Washington, and providing for the appraisement and disposition of the lands included within and used for such rights-of-way.

The bill was read the first time; and, upon motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate memorial No. 14, by Senator Garber, petitioning congress to submit a constitutional amendment to provide for the election of United States Senators by the people.

The memorial was read the first time; and, upon motion of Senator Garber, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to the Committee on Memorials.

House bill No. 34, by Mr. White: An act compelling railroads to fence their rights of way, and to protect the owners of stock injured by moving railway trains, and declaring the law of negligence.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Railroads and Transportation.

House bill No. 51, by Mr. Lewis: An act for the effectual prevention of cruelty to animals.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Public Morals.

On motion of Senator Hallett, the Senate concurred in House amendments to Senate memorial No. 5.

On motion of Senator Rands, the Senate concurred in House amendments to Senate bill No. 98, by the following vote: Yeas 24, nays 2, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Schofield, Sharp, Smith, Tolman, and Welty—24.

Those voting nay were: Senators Preston and Stewart—2.

Those absent or not voting were: Senators Biggs, Crow L. C., Hall, Reser, Ruth, Sumner, Warburton, and Wilshire—8.

GENERAL FILE.

Senate bill No. 147, by Senator Hall, entitled "An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency," was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Wilshire—27.

Those absent or not voting were: Senators Biggs, Crow L. C., Hamilton, Reser, Warburton, and Welty—7.

The emergency clause passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Carber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Schofield, Sharp, Smith, Sumner, Tolman, and Wilshire—26.

Those absent or not voting were: Senators Biggs, Crow, L. C., Hamilton, Reser, Ruth, Stewart, Warburton, and Welty—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hall, the rules were suspended, and the bill ordered transmitted immediately to the House.

Senate bill No. 130, by Senator Wilshire, entitled "An act regulating the sale of spectacles and eye-glasses, providing for

licensing the same, and prescribing a penalty for the violation thereof," was read the third time by sections.

Senator Tolman moved that the bill be re-referred to the Committee on Medicine, Surgery and Hygiene.

The motion was lost.

On motion of Senator Wilshire, the rules were suspended, the bill was considered engrossed, was placed upon final passage, and passed by the following vote: Yeas 24, nays 5, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Stewart, Sumner, Welty, and Wilshire—24.

Those voting nay were: Senators Hall, Hallett, Rands, Smith, and Tolman—5.

Those absent or not voting were: Senators Biggs, Crow L. C., LeCrone, Reser, and Warburton—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 220, by Senator Ruth, entitled "An act relating to the vacation of roads, and repealing sections 3798, 3799 and 3803, of Ballinger's Annotated Codes and Statutes of the State of Washington," was read the third time.

Senator Angle moved to amend section 3, line 2, of the printed bill, by inserting between the words "be" and "posted" the words "published in the county official newspaper and."

The motion carried.

Senator Mantz moved to amend section 6 of the printed bill, by striking out, beginning with the word "and" in line 3, the balance of the section.

The motion carried.

Senator Hallett moved to amend by striking out section 7 of the printed bill.

The motion was lost.

Senator Mantz moved to amend section 9, and the title, of the printed bill, by striking out the word "and" and the figures "3803" therein, and inserting the word "and" between the figures "3798" and "3799."

The motion carried.

Senator Angle moved to amend section 7, line 1, of the printed bill, by inserting between the words "mayor" and "common," the word "and."

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Preston, action on Senate bill No. 227, by Joint Committees of Senate and House on Railroads and Transportation, entitled "An act establishing the office of railroad commissioner for the State of Washington," etc., was deferred until Monday.

On motion of Senator LeCrone, Senate bill No. 199, by Senator LeCrone, entitled "An act to protect the public in the sale and to regulate the advertisement for sale of poisons," was referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

Senate bill No. 169, by Judiciary Committee, entitled "An act creating the office of official court stenographer, prescribing qualifications," etc., was read the third time by Sections.

Senator Herman D. Crow moved to amend section 3, subdivision 3, line 7, of the printed bill, by striking out the word "to" and inserting the word "shall."

Senator Herman D. Crow moved to amend section 6, line 7, of the printed bill, by adding after the words "there be" the words "shall be paid out of the current expense fund."

The motion carried.

On motion of Senator Warburton, further action on the bill was deferred until Monday.

Senator Andrews was called to the chair.

Senate bill No. 80, by Senator Megler, entitled "An act to establish a state normal school in the county of Pacific," was read the third time by sections; and, upon motion of Senator Megler, the rules were suspended, the bill considered engrossed, placed upon its final passage, and failed to pass by the following vote: Yeas 12, nays 13, absent or not voting 9.

Those voting yea were: Senators Andrews, Biggs, Crow, Herman D., Davis, Hamilton, Hammer, Land, LeCrone, Preston, Ruth, Smith, and Wilshire—12.

Those voting nay were: Senators Angle, Baumeister, Clapp, Cornwell, Garber, Hall, Hallett, Mantz, Megler, Moultray, Sharp, Tolman, and Welty—13.

Those absent or not voting were: Senators Baker, Crow L. C., Hemrich, Rands, Reser, Schofield, Stewart, Sumner, and Warburton—9.

Senator Megler changed his vote from yea to nay and gave notice that at the proper time he would move to reconsider the vote whereby Senate bill No. 80 failed to pass.

On motion of Senator Schofield, Senate bill No. 32, by Senator Schofield, entitled "An act to establish a State Normal School in the county of Chehalis," was made a special order for Tuesday, March 5, 1901, at 2:30 P. M.

Senate bill No. 174, by Senator Herman D. Crow, entitled "An act to amend sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046, 2061, of volume 1 of Ballinger's Annotated Codes and Statutes of Washington, relating to the Military Code of the State of Washington; providing for courts of inquiry, and declaring an emergency," was placed upon its final passage and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire—30.

Those absent or not voting were: Senators Crow L. C., Hallett, Preston, and Reser—4.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow, Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, and Wilshire—27.

These absent or not voting were: Senators Crow L. C., Garber, Hallett, Preston, Reser, Tolman, and Welty—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 174 has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 107, entitled "An act providing for payment of a bounty for the killing of common seals, sea-lions," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

On motion of Senator Land, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock, pursuant to adjournment.

The secretary called the roll; all members being present except Senators Cornwell, L. C. Crow, Hemrich, and Reser, excused.

REPORT OF STANDING COMMITTEE.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, beg leave to report that the accompanying Senate bill No. 249, by Senate Judiciary Committee, with the recommendation that it be given precedence in printing and be placed on general file.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: C. A. Mantz, Warren W. Tolman, Stanley Hallett, Geo. D. Schofield, Herman D. Crow.

The report was adopted.

Senate bill No. 249, by the Judiciary Committee: An act providing for and regulating the selection of jurors in the superior courts of this state, etc.

The bill was read the first time; and, upon motion of Senator Preston, the rules were suspended, the bill was read the second time by title, ordered printed and placed on genral file.

The president signed House bills Nos. 170, 253, 104, 9, House joint memorial No. 5, and House concurrent resolution No. 20.

On motion of Senator Megler, the Senate resolved itself into a committee of the whole to consider House bill No. 128, by Mr. Jones, entitled "An act to promote and establish the efficiency of free public libraries," etc.

The bill was considered in the committee of the whole, Senator Hallett in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendment:

Amend section 4 of the printed bill, by striking out after the word "thereof," in line 2, the balance of the section.

On motion of Senator Andrews, the report was adopted.

On motion of Senator Preston, the reading just had in the committee of the whole was considered the third reading, and the bill placed upon its final passage and passed by the following vote: Yeas 23, nays 5, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Hall; Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Preston, Ruth, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire — 23.

Those voting nay were: Senators Garber, Moultray, Rands, Sharp, and Welty — 5.

Those absent or not voting were: Senators Crow L. C., Cornwell, Hemrich, Land, Reser, and Schofield — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the Senate resolved itself into a committee of the whole to consider House bill No. 238, by Mr. Gorham, entitled "An act making an appropriation for certain deficiencies," etc.

The bill was considered in the committee of the whole, Senator Baker in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Mantz, the report was adopted.

On motion of Senator Herman D. Crow, the reading just had in the committee of the whole was considered the third reading, the bill was placed upon its final passage, and was passed by the following vote: Yeas 25, nays 2, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Wilshire—25.

Those voting nay were: Senators Smith and Welty—2.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hemrich, Land, Rands, Reser, and Warburton—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 107, by Senator Megler, entitled "An act providing for the payment of a bounty for the killing of the common seal (*Phoca vitulina*), sealion," etc., was placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire—26.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Hemrich, Land, Reser, Tolman, and Warburton—8.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire—27.

Those absent and not voting were: Senators Biggs, Cornwell, Crow L. C., Hemrich, Reser, Tolman, and Warburton—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the rules were suspended and all bills passed by the Senate to-day were ordered transmitted immediately to the House.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

The House has passed substitute House bill No. 191, relating to the leasing of mineral lands belonging to the state.

Also, House bill No. 13, relating to revenue and taxation.

Also, House bill No. 251, providing for the appointment of a commission to draft a proposed act for the registration of titles to land under the Torens system.

Also, House bill No. 265, defining larceny of partnership property by a copartner, etc.

Also, House bill No. 83, providing for the establishment of private fish hatcheries, etc.

Also, House bill No. 212, regulating the removal of timber from state lands, etc.

Also, House bill No. 59, providing for the distribution of public documents.

Also, House bill No. 279, requiring owners of booms to account for all logs rafted by them, etc.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

House bill No. 83, by Mr. Buck: An act providing for establishing private fish hatcheries, and for the control, sale and disposition of fish spawn, fry and fish raised in private hatcheries, defining the duties of the Fish Commissioner in relation thereto, providing a penalty for the violation thereof, and repealing all laws in conflict therewith.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

House substitute bill No. 191, by Committee on Mines and Mining: An act relating to the leasing of mineral land belonging to the state and amending sections 2213, 2216, 2218, Ballinger's Annotated Codes and Statutes of Washington, and repealing section 2214, Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Mines and Mining.

House bill No. 13, by Mr. Falknor: An act relating to revenue and taxation and amending section 2 of an act amending an act entitled "An act to provide for the assessment and collection of

taxes in the State of Washington," approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections $97\frac{1}{2}$, $119\frac{1}{4}$, $119\frac{1}{2}$, $119\frac{3}{4}$, $120\frac{1}{4}$, $120\frac{1}{2}$, $120\frac{3}{4}$ to said act, and declaring an emergency, approved the 15th day of March, 1899, and declaring an emergency.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Revenue and Taxation.

House bill No. 251, by Mr. Jones: An act to provide for the appointment of a commission to draft a proposed act for the registration of titles to land under the Torrens system, and making an appropriation therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 265, by Mr. Gorham: An act to define larceny of partnership property by a co-partner, providing for punishment therefor, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 212, by Mr. McCoy: An act amending an act regulating the removal of timber from state lands, as given in section 2142 of volume 1, Ballinger's Annotated Codes and Statutes of the State of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 297, by Mr. Ingraham: An act to require owners of booms to account for all logs rafted by them, and prescribing a penalty for failure so to do.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Commerce.

House bill No. 59, by Mr. Raine: A bill for an act providing for the distribution of the public documents of the State of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Printing.

On motion of Senator Rands, the Senate adjourned at 2:40 P. M., until Saturday, March 2, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FORTY-EIGHTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Saturday, March 2, 1901, }
10 o'clock A. M. }

The president called the Senate to order at the hour of ten o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators L. C. Crow, Hemrich, Reser, and Sumner, excused.

Rev. Mr. Treisch offered prayer.

On motion of Senator Andrews, the reading of the journal of yesterday was dispensed with and was approved.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 55, entitled "An act for the relief of S. W. Maxey, and appropriating \$500 for an oil painting of George Washington and the frame therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

Amend the title to read: "Making an appropriation of money for the purchase of an oil painting of George Washington and the frame therefor."

In section 1, line 1, of the printed bill, after the dollar sign (\$), strike out the figures "500" and substitute the figures "250" therefor.

In section 2, line 2, of the printed bill, after the dollar sign (\$), strike out the figures "500" and substitute the figures "250" therefor, and as so amended, that it do pass.

Respectfully submitted.

We concur in this report: J. G. Megler, L. B. Andrews, J. P. Sharp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred House bill No. 212, entitled "An act to amend section 1 of an act entitled 'An act to amend section 12 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas,"' " etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the Committee on State Granted, School and Tide Lands.

Respectfully submitted.

We concur in this report: J. G. Megler, L. B. Andrews, J. P. Sharp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

We, your Committee on Dikes, Drains and Drainage, to whom was referred House bill No. 208, entitled "An act providing for the establishment and construction of ditches for drainage purposes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments :

Amend section 6, lines 2 and 3 of the printed bill, as follows: Strike out the words "or some competent engineer and the county commissioner within whose district said ditch will be located."

Section 6, line 7 of the printed bill, strike out the word "they" and insert in lieu thereof the word "he."

Section 6, line 7, strike out the word "their" and insert in lieu thereof the word "his."

Section 7, line 1 of the printed bill, insert after the word "the" and before the word "surveyor" the word "county."

Section 7, line 1, strike out the words "and commissioner."

Section 7, line 5, insert after the word "the" and before the word "surveyor" the word "county."

Section 7, line 7, add to the word "commissioner" the letter "s."

Section 8, line 1 of the printed bill, insert after the word "the" and before the word "surveyor" the word "county."

Section 8, line 1, strike out the words "and commissioner."

Section 9, line 1, insert after the word "the" and before the word "surveyor" the word "county."

Section 10, line 74 of the printed bill, insert after the word "the" and before the word "surveyor" the word "county."

Section 10, line 8, insert after the word "the" and before the word "surveyor" the word "county."

Section 11, line 1, insert after the word "the" and before the word "surveyor" the word "county."

Section 12, line 2, strike out the word "proceeding" and insert in lieu thereof the word "preceding."

Section 12, line 4, insert after the word "the" and before the word "surveyor" the word "county."

Section 12, line 7, insert after the word "the" and before the word "surveyor" the word "county."

Section 14, line 2 of printed bill, add after the word "the" the word "county."

Section 14, line 6, insert after the word "the" and before the word "surveyor" the word "county."

Section 16, line 2 of printed bill, insert after the word "the," and before the word "surveyor" the word "county."

Section 18, line 6 of printed bill, strike out the word "improvement" and insert in lieu thereof the word "ditch."

Section 18, lines 6 and 7, strike out the words "the commissioner of that district and."

Section 18, line 7, strike out the words "or engineer."

Section 18, line 7, after the word "same" strike out the balance of the section.

Section 18, line 6, after the word "of" add the words "the county."

Section 18, line 7, after the word "same" strike out the comma and insert a period.

Section 21, line 1, after the word "the" and before the word "surveyor" insert the word "county."

Section 21, line 4, strike out the word "engineer" and insert in lieu thereof the words "county surveyor."

Section 22, line 2, strike out the words "or engineer."

Section 22, line 3, insert before the word "surveyor" the word "county."

Section 22, line 3, strike out the words "or engineer."

Section 22, line 2, after the word "the" and before the word "surveyor" insert the word "county."

Section 26, line 1, insert after the word "the" and before the word "surveyor" the word "county."

Section 33, line 1 of the printed bill, strike out the words "every ditch supervisor" and insert in lieu thereof the words "the county commissioners."

Section 33, line 1, insert after the word "ditches" the words "within their counties."

Section 33, lines 1 and 2, strike out the words "which extend through his district."

Section 33, line 2, before the word "free" insert the following: "Whether conducted under the provisions of this act, or under the provisions of any law heretofore enacted."

Section 34, line 2, of the printed bill, after the word "expenses" and before the word "in" insert the word "incurred."

Section 34, line 2, strike out the word "the" and insert in lieu thereof the word "any."

Section 34, line 2, after the word "ditch" insert the words "or ditches."

Section 34, line 7, after the word "ditch" and before the word "in" insert the words "or ditches."

Strike out all of sections 35 and 36.

Section 37, line 1, strike out the figures "37" and insert in lieu thereof the figures "35."

Section 38, line 1, strike out the figures "38" and insert in lieu thereof the figures "36."

Section 38, line 3, after the word "the" and before the word "surveyor" insert the word "county."

Section 38, line 3, add "s" to the word "surveyor."

Section 38, line 3, strike out the word "a" also add the letter "s" to the word "report."

Section 38, line 3, strike out the words "each county" and insert in lieu thereof the words "their respective counties."

Section 38, line 4, strike out the words "commissioners from their respective districts" and insert in lieu thereof the words "county surveyors of the counties."

Section 38, line 7, after the word "the" and before the word "surveyor" insert the word "county."

Section 38, line 7, strike out the words "selected by the board" also the word "commissioners."

Section 38, line 7, insert after the word "of" and before the word "county" the word "the."

Strike out all of section 39.

Section 40, line 1, strike out the figures "40" and insert in lieu thereof the figures "37."

• Respectfully submitted.

J. R. WELTY, Chairman.

We concur in this report: Paul Land, E. Hammer.

The report was adopted.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

We, your Committee on Printing, to whom was referred Senate bill No. 221, entitled "An act to amend section 9, of chapter 118, of the Session Laws of 1899, relating to public printing and binding, approved March 13, 1899," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that

the same be indefinitely postponed, and the amended Senate bill No. 186, substituted therefor, do pass.

Respectfully submitted.

GRANT C. ANGLE, Chairman.

We concur in this report: Paul Land, S. M. LeCrone, J. J. Smith, and E. Hammer.

The report was adopted.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

We, your Committee on Printing, to whom was referred Senate bill No. 186, entitled "An act to amend section 4, of chapter 118, of the Session Laws of 1899, relating to public printing and binding, approved March 13, 1899," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same as amended, do pass.

Respectfully submitted.

GRANT C. ANGLE, Chairman.

We concur in this report: Paul Land, S. M. LeCrone, J. J. Smith, and E. Hammer.

The report was adopted.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

We, your Committee on Printing, to whom was referred House bill No. 59, entitled "An act providing for the distribution of the public documents of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

The following are House amendments:

In section 1, line 10, of the printed bill, after the word "institutions" strike out the period and insert a comma in lieu thereof, and add to the section the following: "and it shall be the duty of said state institutions to preserve the same as public documents, except the copies provided herein for distribution."

Respectfully submitted.

GRANT C. ANGLE, Chairman.

We concur in this report: Paul Land, S. M. LeCrone, J. J. Smith, E. Hammer.

The report was adopted.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

We, your Committee on Public Morals, to whom was referred House bill No. 51, entitled "An act for the more effective prevention of cruelty to animals," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be passed as amended, to-wit:

Following section 8 insert a new section to be known as section 9. Make section 9 read section 10, and number all the remaining sections to correspond.

Respectfully submitted.

STANLEY HALLETT, Chairman.

We concur in this report: W. R. Moultray, C. L. Stewart.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 141, entitled "An act to amend sections 9 and 11 of an act entitled 'An act to provide for the manner of commencing civil actions in superior courts, and bringing the same to trial,' approved March 15, 1893," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit :

Strike out section 1 and insert in lieu thereof the following :

SECTION 1. That section 9 of an act entitled "An act to provide for the manner of commencing civil actions in superior courts, and bringing the same to trial," approved March 15, 1893, be amended to read as follows: Section 9. When the subject of the action is real or personal property in this state, and the defendant has or claims a lien or interest, actual or contingent, therein, or the relief demanded consists, wholly or partially, in excluding the defendant from any interest or lien therein; or when the action is to foreclose, satisfy, cancel or redeem from a mortgage or other incumbrance upon property situated within the county in which the action is brought; or when the action is for a divorce, the service of summons may be made by publication in any of the following cases:

1. When the defendant is not a resident of the state.
2. When the defendant, being a resident of the state, has departed therefrom with intent to defraud any of his creditors, or to avoid the service of a summons, or keeps himself concealed therein with like intent.
3. When the defendant is a foreign corporation.
4. When the defendant is a corporation, whether private or municipal, organized under the laws of this state and the proper officers upon whom to make service do not exist or cannot be found.

Before the plaintiff or his attorney can begin service of the summons by publication he shall file in the action the return of the sheriff of the county in which the action is brought, endorsed upon the original summons in the action, showing that he has made diligent search for the defendant (naming him) against whom the service by publication is to be had, and that he cannot be found therein.

When the action is for divorce, an order of court must first be procured upon showing sufficient to satisfy the court that personal service cannot be had within or without the state.

After filing with the clerk of the court an affidavit of the plaintiff, his agent or attorney, stating that he believes the defendant is not a resident of the state, or cannot be found therein, and stating the existence of one of the cases specified in sub-divisions 1, 2, 3 and 4 of this section, the summons may be published as provided by this act. Within ten days after the first publication of said summons the plaintiff shall deposit a copy of the summons published, together with a copy of the complaint, in the postoffice, same to be sealed, with postage prepaid, and registered, directed to the defendant at his place of residence, and thereafter file his affidavit together with the registry receipt, with the clerk of the court, stating that he has so deposited same in the postoffice as aforesaid, unless it is stated in the said affidavit for publication that such residence is not known to the affiant.

Amend section 2, line 2 of the printed bill, by striking the word "on" and inserting in lieu thereof the words "of a copy of summons and complaint upon."

Add to section 2 the following: "The affidavit required in case of service by publication shall be filed where service is had out of the state, the same as if service was sought by publication."

Your committee further recommend that the bill as amended be printed.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Warren W. Tolman, E. M. Rands, W. W. Wilshire, Stanley Hallett, Geo. D. Schofield.

On motion of Senator Rands, the report was adopted, and the amended bill ordered printed and placed on general file.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 195, entitled "An act relating to the payment of fees to public officers for appearing and testifying as witnesses in judicial proceedings," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title by inserting the word "witness" before the word "fees," and by striking out the balance of the title after the word "officers."

Amend section 1, line 4 of the printed bill, by striking out the words "mileage or other fees."

Amend section 1, lines 6 and 7 of the printed bill, by striking out the words "mileage or other fees."

Amend section 1, line 8 of the printed bill, by striking out the word "has" and inserting the word "have" in lieu thereof.

Amend section 1, line 11 of the printed bill, by inserting before the word "mileage" the words "per diem and," and by striking out the word "fees" after the word "mileage."

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: Warren W. Tolman, E. M. Rands, Geo. D. Schofield, W. W. Wilshire, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 212, entitled "An act amending section one, chapter XLIII, of the Laws of 1897, page 55, relating to employes' liens," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendments:

Strike out the title, and substitute therefor the following: "An act amending section 5919 of Ballinger's Annotated Codes and Statutes of Washington, relating to employes' liens."

Strike out all of line 1, of the printed bill, after the words "section 1," and all of line 2, and substitute therefor the following: "That section

5919 of Ballinger's Annotated Codes and Statutes of Washington, relating to employes' liens, be amended to read as follows:'

Amend line 3, of the printed bill, after the word "section" by striking out the figure 1, and inserting in lieu thereof the figures 5919.

Respectfully submitted. HAROLD PRESTON, Acting Chairman.

We concur in this report: W. W. Tolman, W. W. Wilshire, E. M. Rands, Stanley Hallett, and George D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT :

Your Committee on engrossed bills respectfully report that Senate bill No. 220, entitled "An act relating to the vacation of roads and repealing sections 3798 and 3799 of Ballinger's Annotated Codes and Statutes of Washington," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

The House has concurred in the Senate amendments to House bill No. 128.

The House has also concurred in the Senate amendments to House bill No. 238.

The House has passed House bill No. 285, prohibiting the sale of liquor to minors, etc.

Also, House bill No. 145, defining the qualifications of voters at elections, to determine whether indebtedness be incurred, etc.

Also, House bill No. 246, regulating and licensing marine insurance brokers, etc.

Also, Senate bill No. 44, providing for the purchase of a state capitol building, etc.

Also, Senate bill No. 42, changing the name of Lewiston, Asotin county, to Clarkston.

The speaker of the House has signed House bill No. 238.

Also, House bill No. 128.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 238 and 128.

INTRODUCTION OF BILLS.

Substitute Senate bill No. 186, by Committee on Printing: An act to amend sections 4 and 9 of chapter 118, Session Laws of 1899, relating to public printing and binding, approved March 13, 1899.

The bill was read the first time; and, upon motion of Senator Angle, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

The president excused Senators Stewart, Clapp and Land.

Senate bill No. 250, by Senator Tolman: An act providing for the assessment and taxation of mining claims, improvements thereon and of the net proceeds of mines.

The bill was read the first time; and, upon motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Mines and Mining.

Senate bill No. 251, by Senator Davis: An act authorizing cities and towns to contract for power, electric current, water supply and heat.

The bill was read the first time; and, upon motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 252, by Senator Davis: An act authorizing cities and towns to lease and sell municipal property.

The bill was read the first time; and, upon motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the Committee on Municipal Corporations.

Senate bill No. 253, by Senator Welty: An act to amend section 3475 of Ballinger's Annotated Codes and Statutes of Washington, relating to domestic animals running at large.

The bill was read the first time; and, upon motion of Senator Welty, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Agriculture.

Senate bill No. 254, by Senator Rands: An act amending section 6 of an act entitled "An act to regulate and license insurance in this state, to repeal existing laws in relation thereto, and declaring an emergency," approved March 19, 1895.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 255, by Senator Smith : An act to amend section 2 of an act entitled "An act to provide for the establishment and maintenance of a home for honorably discharged Union soldiers, sailors, marines, and also members of the state militia, disabled while in line of duty, and who are bona fide citizens of this state," approved March 26, 1890.

The bill was read the first time; and, on motion of Senator Smith, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Military.

Senate bill No. 256, by Senator Rands : An act to amend an act entitled "An act to regulate, control and license insurance companies, corporations and associations, and their agents, prescribing license fees and imposing penalties," approved March 15, 1899.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 257, by Committee on Appropriations: An act to abolish the Board of Trustees of the Washington School for Defective Youth, providing for the government, control and maintenance of said institution by the State Board of Audit and Control, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 258, by Senator Land: An act defining and regulating nominations of candidates for office, and providing for their election.

The bill was read the first time; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Elections and Privileges.

Senate bill No. 259, by Senator Rands: An act repealing section 6911 of Ballinger's Annotated Codes and Statutes of Washington, relating to speedy trial.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 260, by Senator Warburton, by request: An act to amend an act entitled "An act to create a board of health and bureau of vital statistics in the State of Washington, approved March 7, 1891, by amending section 2 and adding section 2½ and section 6½, and declaring an emergency."

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 261, by Senator Warburton, by request: An act making an appropriation for the purchase of a farm for the use of the Western Washington Hospital for the Insane.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 262, by Senator Mantz: An act in relation to fees of state and county officers, witnesses and jurors, and amending section 1610, Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion of Senator Mantz, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

House bill No. 285, by Mr. Rines: An act to prohibit the sale of cigarettes to minors under the age of 18, and providing penalties therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Judiciary.

House bill No. 246, by Insurance Committee, (substitute for House bill No. 246): An act to regulate and license marine insurance brokers or agents in this state, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Commerce.

House bill No. 145, by Mr. Fairchild: An act to define the qualifications of voters at elections held to determine whether any indebtedness shall be incurred in any county, city, town or road district.

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Judiciary.

On motion of Senator Hamilton, rule No. 61 was temporarily suspended.

GENERAL FILE.

Senate bill No. 220, by Senator Ruth, "An act relating to the vacation of roads, and repealing sections 3798, 3799 and 3803 of Ballinger's Annotated Codes and Statutes of the State of Washington," was placed upon its final passage, and was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Tolman, Welty, and Wilshire — 24.

Those absent or not voting were: Senators Clapp, Cornwell, Crow L. C., Hemrich, Land, Reser, Schofield, Stewart, Sumner, and Warburton — 10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Preston, Senate bill No. 249 was ordered placed on the calendar so it would be considered today.

On motion of Senator Preston, consideration of Senate bill No. 190, by Senator Preston, entitled "An act to insure greater accuracy in shorthand reports of judicial and other proceedings," was laid over until Senate bill No. 169, by the Committee on Judiciary, entitled "An act creating the office of official court stenographer," etc., had been considered.

Senator Hamilton moved to reconsider the vote whereby Senate bill No. 68 failed to pass.

The motion carried.

On motion of Senator Hamilton, the bill was placed on general file.

On motion of Senator Ruth, rule 61 was enforced.

On motion of Senator Preston, consideration of Senate bill No. 227, by joint committees of Senate and House on Railroads and Transportation, entitled "An act establishing the office of railroad commissioner for the State of Washington," etc., was laid over until Monday and retained its place on the calendar.

Senate bill No. 210, by Senator Garber, entitled "An act to amend section 1364 of Ballinger's Annotated Codes and Statutes of Washington, relating to election ballots," was read the third time by sections.

Senator Herman D. Crow moved to amend section 1, subdivision 4, line 13, of the printed bill, by striking out the word "left" and inserting the word "right" in lieu thereof.

The motion carried.

Senator Schofield moved to amend section 1, subdivision 5, lines 19 and 20, of the printed bill, by striking out "the people's party in the third column."

The motion was lost.

Senator Welty moved to amend by striking out the word "square" and "the character of the word square," wherever occurring, and inserting the word "circle" and "the character of the circle inserted," in lieu thereof.

The motion was lost.

Senator Schofield moved to amend section 1, subdivision 5, line 20, of the printed bill, by inserting after the word "column" "and the prohibition party in the fourth column."

The motion carried.

Senator Garber moved to amend section 1, subdivision 4, line 16, of the printed bill, by striking the words "three-eighths" and inserting the words "one-fourth" in lieu thereof.

The motion was lost.

Senator Angle moved to amend section 1, subdivision 4, line 17, of the printed bill, by striking "brevier caps" and inserting "not smaller than brevier or larger than small pica caps and shall be connected with squares by leaders" in lieu thereof.

The motion carried.

On motion of Senator Herman D. Crow, the vote whereby amendment was carried to section 1, subdivision 5, line 20, inserting after the word "column" the words "prohibition party in the fourth column" was reconsidered and the amendment was lost:

Senator Schofield moved to amend by striking subdivision 5, in section 1, of the printed bill, and inserting the following in lieu thereof :

“Fifth. The list of candidates of the republican party shall be placed in the first column of the left hand side of the ballot, the democratic party the second column, and of any other party in the order in which the certificate of nomination shall have been filed. The line of demarcation between the party columns shall be inverted nonpareil rule. If any of the above named parties shall fail to nominate a ticket, the name of such party shall not appear upon the ballot.”

Senator Mantz arose to a point of order, which was not sustained.

The motion carried.

Senator Preston moved to amend by striking on page 3 of the printed bill, in second line, the word “left” and inserting the word “right.”

Senator Mantz moved to amend the sample ballot, by striking in the third column, the words “Prohibition Ticket” and inserting the words “People’s Party” in lieu thereof.

Senator Schofield moved as an amendment to the motion that the third column be stricken out.

The amendment was carried.

Senator Herman D. Crow moved to amend that the squares in the sample ballot be inserted on the right of the name, to confer with amendments.

The motion was carried.

Senator Wilshire moved to amend section 1, subdivision 9, line 41, of the printed bill, by striking out the words “one-quarter” and inserting “five-eighths” in lieu thereof.

The motion was carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Preston, consent was given to present the following report out of order:

REPORT OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

We, your Committee on Educational Institutions, to whom was referred Senate bill No. 56, entitled “An act to provide for the control, management and disposition of the tract of land in the city of Seattle, commonly known as “The old University site,” and of the proceeds thereof, and repealing sections 1, 2, 3, 4, 5, 7, 8, 11 and 12 of chapter

CXXII of the Session Laws of 1893, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that substitute Senate bill No. 56 be printed and referred to the Committee on Appropriations.

Respectfully submitted.

We concur in this report: Stanley Hallett, J. P. Sharp, Paul Land, W. R. Moultray, L. B. Andrews.

The report was adopted.

Substitute Senate bill No. 56, by the Committee on Educational Institutions: An act to provide for the control, management and disposition of the tract of land in the city of Seattle commonly known as "The old University site" and of the proceeds thereof, and repealing sections 3, 4, 5, 7 and 8 of chapter CXXII of the Session Laws of 1893, and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Preston, the rules were suspended, and the bill was read the second time by title.

Senator Preston moved that Senate substitute No. 56 be recalled from the Appropriation Committee and ordered printed, and placed on general file.

Senator Moultray moved to amend the motion by referring it to the Committee on Appropriations.

Roll call was demanded by Senators LeCrone, Herman D. Crow, Schofield, Smith, Wilshire, and Preston, and the bill was referred to the Appropriations Committee by the following vote:

Those voting yea were: Senators Baumeister, Biggs, Crow, Herman D., Davis, Hallett, Hamilton, Hammer, LeCrone, Rands, Moultray, Schofield, Sharp, and Tolman—13.

Those voting nay were: Senators Andrews, Angle, Garber, Hall, Mantz, Preston, Ruth, Smith, Warburton, Welty, and Wilshire—11.

Those absent and not voting were: Senators Baker, Clapp, Cornwell, Crow L. C., Hemrich, Land, Megler, Reser, Stewart, and Sumner—10.

Senator Welty was excused.

The following report was presented by Senator Biggs:

WHEREAS, The journal work of the Senate is increasing rapidly, and will continue to do so during the closing days of the session: Therefore, be it

Resolved, That the office of assistant journal clerk be and the same is hereby created; and be it further

Resolved, That Miss Hal Leigh Porter, of Everett, be chosen to fill said position at same salary paid the journal clerk thereof.

Respectfully submitted.

D. E. BIGGS, Chairman.

We concur in this report: T. B. Sumner, C. L. Stewart, Geo. H. Baker, Herman D. Crow.

The report was adopted.

Miss Hal Leigh Porter was administered the oath of office by the president.

On motion of Senator Preston, the Senate adjourned at 12:30 o'clock P. M., until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Baker, Clapp, Cornwell, Crow L. C., Hemrich, Land, Reser, Stewart, Sumner, and Welty, excused.

GENERAL FILE.

Senate bill No. 223, by Senator Smith, entitled "An act for the leasing of county property, and declaring an emergency," was read the third time.

Senator Tolman moved to amend section 4, line 7, of the printed bill, by striking out the word "twenty" and inserting the word "five" in lieu thereof.

Senator Smith moved to amend the motion by striking out the word "twenty" and inserting the word "ten" in lieu thereof.

Amendment to the amendment carried.

Senator Herman D. Crow moved to amend by striking out lines 1, 2 and 3, in section 8, and inserting in lieu thereof: "An emergency exists and this act shall take effect immediately."

The motion carried.

The bill was referred to the Engrossing Committee.

The president appointed Senator Moultray as a committee of one on a joint committee to visit British Columbia in regard to uniform fish legislation on the Fraser river.

On motion of Senator Megler, the rules were suspended, and all bills passed by the Senate were ordered transmitted immediately to the House.

Senate bill No. 224, by Senator Preston, entitled "An act authorizing any county in the State of Washington to join with any city of first or second class in such county in paying for the construction of any bridge, trestle, or any structure," etc., was read the third time by sections.

Senator Tolman moved to amend section 1, line 6, of the printed bill, by inserting between the words "body" and "water" the word "of" and striking out "of" with the brackets between "or" and "body."

The motion carried.

Senator Schofield moved to amend section 1, line 2, of the title of the printed bill, by striking out between the words "first" and "second" the word "or" and inserting between "second" and "class" the word "or third."

The motion carried.

On motion of Senator Warburton, further consideration was deferred until Monday, and the bill placed on general file.

On motion of Senator Moultray, the vote whereby Senate substitute bill No. 56 was referred to the Appropriations Committee was reconsidered.

The bill was placed on general file.

On motion of Senator Tolman, Senate bill No. 215, by Senator Tolman, entitled "An act providing for the submission of ordinances and questions concerning municipal affairs in cities of the first class to the people thereof," was laid over until Monday and retained its place on the calendar.

Senate bill No. 229, by Senator Schofield, entitled "An act to amend section 1657 of Ballinger's Annotated Codes and Statutes of Washington, relating to revenue and taxation, and declaring an emergency," was read the third time by sections.

Senator Mantz moved to amend section 1, of the printed bill, by striking in line 11, beginning with the word "*Provided*," up to and including line 16.

The motion carried.

Senator Mantz moved that the bill be indefinitely postponed.

Senator Schofield moved to amend the motion by re-referring the bill to Committee on Revenue and Taxation.

The bill was re-referred to Committee on Revenue and Taxation.

On motion of Senator Herman D. Crow, Senate bill No. 217, by Senator Herman D. Crow, entitled "An act to amend sections 2706, 2721, 2722 and 2727 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Reform School," was laid over until Monday and retained its place on the calendar.

On motion of Senator Hamilton, Senate bill No. 164, by Senator Hamilton, entitled "An act amending sections 21 and 58 of chapter LXXI of the Laws of 1897, relating to revenue, and declaring an emergency," was laid over until Monday, retaining its place on the calendar.

On motion of Senator Rands, Senate bill No. 197, by Senator Rands, entitled "An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation," was laid over until Monday, retaining its place on the calendar.

Senate bill No. 173, by Senator Tolman, entitled "An act to regulate the practice in the superior courts," was read the third time by sections.

Senator Tolman moved to amend section 1, line 2, of the printed bill, by striking out the word "sustained."

The motion carried.

Senator Wilshire moved to amend section 1, line 4, of the printed bill, by inserting after the word "action" the words "if the court in its discretion shall so order."

The motion was lost.

Senate bill No. 225, by Senator Wilshire, entitled "An act to provide for the escheat to the state of real and personal property," was read the third time by sections.

Senator Wilshire moved to amend section 1, line 5, of the printed bill, after the word "wife" insert the word "heir."

The motion carried.

Senator Preston moved to amend section 1, line 3, of the printed bill, by striking out before the word "personal" the word "separate."

The motion carried.

The bill was referred to the Engrossing Committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectively reports that the enrolled copy of Senate bill No. 44, entitled "An act providing for the purchase and completion and furnishing of a state capitol building and providing for the payment of interest and making an appropriation," has been carefully compared with the enrolled copy thereof, and found correctly enrolled."

Respectfully submitted.

J. R. WELTY, Chairman.

The president has signed Senate bill No. 44.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 210, entitled "An act to amend section 1364 of Ballinger's Code, relating to election ballots," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

J. G. MEGLER, Acting Chairman.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 138, entitled "An act amending section 13 of an act, entitled 'An act to provide for the establishment and creation of drainage districts,'" etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

J. G. MEGLER, Acting Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

The House has passed House bill No. 65, for the relief of certain persons employed in Normal schools.

The speaker of the House has signed Senate bill No. 44.

The House has passed House bill 408, amending an act relating to the appointment of a fish commission, etc.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

By consent, the following bills were introduced :

Senate bill No. 263, by Senator Rands : An act to provide for a survey of the tide and shore lands on the Columbia river in front of the city of Vancouver, Washington, for an appraise-

ment of the same, and granting abutting owners the preference right of purchase.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on State Granted, School and Tide Lands.

House bill No. 108, by Mr. Fairchild: An act to amend sections 6 and 7, of an act entitled "An act for the appointment of a fish commission and defining its duties and declaring an emergency to exist, approved February 20, 1890, relating to fish commissioner, and declaring an emergency."

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Fisheries.

House bill No. 65, by Mr. Shaw: An act for the relief of certain persons employed in normal schools.

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Appropriations.

By consent, Senator Rands introduced Senate concurrent resolution No. 16, relating to the contemplated visit of President Wm. McKinley, and inviting him to visit the State of Washington, which was read, and upon motion, adopted.

Senator Herman D. Crow was called to the chair.

Senate bill No. 249, by the Judiciary Committee: An act providing for and regulating the selection of jurors in the superior courts of this state, etc., was read the third time by sections.

Senator Mantz moved to amend section 1, line 1, of the printed bill, by striking out the word "twelfth" and inserting "seventh" in lieu thereof.

The motion carried.

Senator Hallett moved to amend section 1, lines 5 and 6, of the printed bill, by striking out the words "be of the opposite political parties and" and inserting in line 6 between the words "not" and "of" the word "be."

The motion carried.

Senator Mantz moved to amend section 11, of the printed bill, by striking out line 13 after the word "challenge" and striking out lines 14 and 15.

The motion carried.

The bill was referred to the Engrossing Committee.

The president resumed the chair.

Senate bill No. 219, by Senator Preston, entitled "An act defining the limit of cost and the amount of assessments for permanent pavement local improvements in cities of the first class, and declaring an emergency," was read the third time by sections, the rules suspended, the bill considered engrossed, and placed on general file.

On motion of Senator Schofield, the Senate adjourned at the hour of 4 o'clock P. M., until Monday, March 4, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTIETH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, March 4, 1901,
10 o'clock A. M. }

President McBride called the Senate to order at the hour of ten o'clock, pursuant to adjournment.

The secretary called the roll; all members being present except Senators L. C. Crow, Hemrich, Moultray, Reser, Stewart, and Summer, excused.

On motion of Senator Andrews, the reading of Saturday's journal was dispensed with and it was approved.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom were referred the following accounts: The Western Union Telegraph Co., \$10.75; W. R. Early, \$7.20; A. J. Dodd, \$5.75, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be allowed.

Respectfully submitted. LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 185, entitled "An act to promote and protect the fruit growing and horticultural interests of the State of Washington; to provide for the appointment of commissioners of horticulture; to repeal certain laws in conflict therewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Strike out section 1 and insert in lieu thereof the following:

"SECTION 1. There shall be and is hereby created the office of commissioner of horticulture, which office shall be vested in the Horticulturist of the Experiment Station of the Agricultural College who shall be chosen in the same manner as other members of the faculty and station staff of said College and Experiment Station, and shall serve as commissioner of horticulture without compensation in addition to the salary paid him by said College and Experiment Station, except as hereinafter provided. When actually engaged in the discharge of his duties as commissioner of horticulture outside of said College and Experiment Station he shall receive, in addition to his salary, actual traveling expenses. He shall appoint two deputies by whom he may perform any duty required of him by law; one for the counties lying east of the western boundary of the counties of Okanogan, Chelan, Kittitas, Yakima and Klickitat, and one for the counties west of that boundary. Each of said deputies shall receive annually in full consideration of his official services the sum of \$1,000, and for incidental and transportation expenses such amount, not to exceed actual expenses, as the Legislature shall appropriate. Each of said sums shall be due and payable in monthly instalments in warrants drawn by the State Auditor on the State Treasurer."

Strike out all of section 2 after the word "demand," in line 5.

Strike out section 3.

In section 4, line 10, of the printed bill, strike out lines 10 and 11 to and including the word "act" and insert the following: "county commissioners a certificate of the College of Agriculture that he has sufficient knowledge of horticultural subjects, and is a competent person to fill the office of county inspector."

In section 6, line 8, strike out "such district of."

In section 10, line 4, strike out "s" from the word "commissioners" and strike "each."

In line 19, strike "commissioners" and insert "a commissioner."

In line 20, strike out "of each district."

In section 12, line 2, strike out "for the district embracing such county."

In line 3, strike out "in his district."

In section 13, line 7, strike out the period after state, and the words "he shall without delay inspect" and insert the words "to inspect without delay."

In section 14, line 11, strike out "less than fifty dollars nor."

In section 15, line 12, strike "to" and insert "from;" in same line strike "through" and insert "to."

In section 15, line 20, strike "state;" in line 21 strike "for the district in which such property is found."

In section 16, line 4, strike out all after the word "and" and insert the following: "An act to amend sections 4, 12 and 14, chapter 109, page

308, Session Laws of 1897, entitled 'An act to provide and protect the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture, to repeal certain laws in conflict therewith,' approved March 17, 1899, and declaring an emergency, are hereby repealed."

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred Senate bill No. 162, entitled "An act relating to the entry of judgments," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments :

Amend the title by striking out the words "relating to the entry of judgments," and inserting in lieu thereof the following : "To amend section 5115 of Ballinger's Annotated Codes and Statutes of Washington, relating to the manner of taking and entering of judgments."

Amend section 1 by striking the entire section and inserting in lieu thereof the following :

"SECTION 1. That section 5115 of Ballinger's Annotated Codes and Statutes of Washington relating to the manner of taking and entering judgments be and the same is hereby amended to read as follows: 'Section 5115. When in any civil action a trial by jury has been had and a verdict rendered or a decision of a court has been made, the party in whose favor such verdict or decision has been rendered or made may have judgment entered forthwith: *Provided, however,* That the granting of a new trial shall without further order have the effect of setting aside said judgment: *Provided further,* That no execution shall issue upon said judgment until the time for filing a motion for a new trial shall have expired, and said motion, if filed, shall have been heard and decided.'"

Respectfully submitted.

We concur in this report: Harold Preston, Herman D. Crow, E. M. Rands, Stanley Hallett, W. W. Wilshire, C. A. Mantz, Warren W. Tolman.

The report was adopted, and, on motion of Senator Herman D. Crow, the amended bill was ordered printed and placed on general file.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, respectfully submit herewith a bill entitled "An act to amend sections 2763 and 2764 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Penitentiary," with the recommendation that it be read the first and second time by its title, printed and placed on general file.

Respectfully submitted.

We concur in this report: Harold Preston, Stanley Hallett, Warren W. Tolman, Herman D. Crow, W. W. Wilshire, C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred Senate bill No. 233, entitled "An act making an appropriation for the relief of Frank Bartholet, trustee," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. HAMMER, Chairman,

We concur in this report: J. G. Megler, Herman D. Crow, L. B. Andrews, J. P. Sharp, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred House bill No. 408, entitled "An act to amend sections 6 and 7 of an act entitled 'An act for the appointment of a fish commissioner,' " etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Section 1, line 6, of the printed bill, strike out the words "twelve hundred" and insert "one thousand." Line 9, same section, strike out "one thousand" and insert "six hundred."

Strike out section 3 and make a new section to read as follows: "Sec. 3. An emergency exists and this act shall take effect immediately."

Amend section 2, line 8, by inserting the word "lower" before the word "Puget."

Amend section 2, line 4, by striking out the word "for" after "bonds" and insert the word "in."

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: W. R. Moultray, E. M. Rands.

• The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred House bill No. 65, entitled "An act for the relief of J. J. Rippetoe, J. L. Dunn, W. C. Stone, Miss Grace Flemming Swearingen, Miss Annie L. Locke, Miss Irene E. Robinson, Mrs. Mary Powell Johnson, Miss Lilian Walter, Mrs. T. D. Gamble, Wm. F. Hamilton, Clarence Thomas, R. H. Manier, L. Walter and S. G. Grubb," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

We concur in this report: J. G. Megler, Herman D. Crow, L. B. Andrews, Oliver Hall, J. P. Sharp.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 225, entitled "An act to provide for the escheat to the state of real and personal property," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 173, entitled "An act to regulate the practice in the superior courts," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 223, entitled "An act for the leasing of county property, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 132, entitled "An act permitting the appointment of corporations as executors, administrators, guardians, trustees, receivers, and assignees, when incorporated for such purpose," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

COMMUNICATIONS FROM THE GOVERNOR.

The following communications from the Governor were read:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 2, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bill:

Senate bill No. 44, entitled "An act providing for the purchase and completing and furnishing of a state capitol building and providing for the payment of interest, and making an appropriation."

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, WASH., March 4, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I herewith return, without my approval, Senate bill No. 9, entitled "An act to re-district and re-apportion the members of the Senate and House of Representatives of the State of Washington."

The increase in membership of the state Legislature, numbering twenty-two, provided for in this bill, will largely add to the cost of governing the state, and materially augment the difficulties incident to legislation. This increase in legislative membership is entirely disproportionate to our population and wealth when compared with that of other states, far exceeding ours in these particulars, and in my opinion is unnecessary, and uncalled for by the people.

An even more serious objection is the fact that the allotment of senators and representatives made is not in accordance with the population of the state, as required by the constitution, the apportionment made giving within certain parts and portions of the state undue advantage and restricting others, in the matter of legislative membership, thus vitiating at the the very fountain head of law the equity of future legislation in the State of Washington.

Respectfully submitted.

J. R. ROGERS, Governor.

INTRODUCTION OF BILLS.

Senate bill No. 264, by the Committee on Appropriations: An act making appropriations for sundry civil expenses of the State of Washington for the fiscal term beginning April 1, 1901, and ending March 31, 1903.

The bill was read the first time; and, on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

Senate bill No. 265, by Senator Tolman, by request: An act defining the rights of persons engaged in the occupation of floating products of the forest, mines or fields, upon the navigable waters of this state, and providing a penalty for the violation thereof.

The bill was read the first time; and, on motion of Senator Tolman, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Commerce.

Senate bill No. 266, by Senator Welty, by request: An act relating to the granting of divorces in cases of insanity.

The bill was read the first time; and, on motion of Senator Welty, the rules were suspended, the bill was read the second

time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 267, by Senator Wilshire: An act to amend section 6355 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of estates of deceased persons, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 268, by Senator Wilshire: An act to amend section 6141 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of administrators of the estates of deceased persons, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Wilshire, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Judiciary.

Senate bill No. 269, by Committee on Judiciary: An act to amend sections 2763 and 2764 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Penitentiary.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and placed on general file.

Senate bill No. 270, by Senator Baker: An act for the relief of Yakima county.

The bill was read the first time; and, on motion of Senator Baker, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate concurrent resolution No. 17, by Senator Megler, relating to the Oriental and Centennial Exposition to be held at Portland, Oregon, in 1905, was read and adopted.

On motion of Senator Rands, the rules were suspended, and the resolution ordered transmitted immediately to the House on its convening.

Senate memorial No. 15, by Senator Megler, relating to the Centennial Fair to be held in Portland, Oregon, in 1905.

The memorial was read the first time; and, on motion of Senator Megler, the rules were suspended, the bill was read the second by title, ordered printed, and placed on general file.

On motion of Senator Herman D. Crow, the Senate concurred in House amendments to Senate bill No. 102, by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Clapp, Crow Herman D., Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Ruth, Sharp, Smith, Tolman, Welty, and Wilshire—18.

Those absent or not voting were: Senators Baumeister, Biggs, Cornwell, Crow L. C., Davis, Hamilton, Hemrich, Land, LeCrone, Moultray, Rands, Reser, Schofield, Stewart, Sumner, and Warburton—16.

Senate bill No. 210, by Senator Garber, entitled "An act to amend section 1364 of Ballinger's Codes and Statutes of Washington, relating to election ballots," was placed upon its final passage, and was passed by the following vote: Yeas 21, nays 0, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Tolman, Welty and Wilshire—21.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Warburton—13.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 137, by Senator Hammer, entitled "An act to provide for the establishment and creation of diking districts," etc., was placed upon its final passage and was passed by the following vote: Yeas 21, nays 0, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Tolman, Welty and Wilshire—21.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Warburton—13.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 138, by Senator Hammer, entitled "An act amending an act entitled 'An act to provide for the establish-

ment and creation of drainage districts,' " etc., was placed upon its final passage, and passed by the following vote : Yeas 21, nays 0, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Tolman, Welty, and Wilshire—21.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Warburton — 13.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 225, by Senator Wilshire, entitled "An act to provide for the escheat to the state of real and personal property," was placed upon its final passage, and passed by the following vote : Yeas 21, nays 0, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Tolman, Welty, and Wilshire — 21.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Warburton — 13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 132, by Senator Wilshire, by request, entitled "An act permitting the appointment of corporations as executors, administrators, guardians, trustees, receivers and assignees, when incorporated for such purposes," was placed upon its final passage, and failed to pass by the following vote: Yeas 17, nays 3, absent or not voting 14.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hallett, Hammer, Megler, Preston, Ruth, Sharp, Smith, Welty, and Wilshire—17.

Those voting nay were: Senators Mantz, Rands, and Tolman—3.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Hall, Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Warburton—14.

On motion of Senator Megler, House bill No. 408, by Mr. Fairchild, An act to amend sections 6 and 7 of an act for the appointment of a fish commissioner, etc., and declaring an emergency, was read the third time, the rules were suspended, the bill was placed upon its final passage, and was passed by the following vote: Yeas 22, nays 0, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Tolman, Welty, and Wilshire—22.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Warburton—12.

The emergency clause failed to pass by the following vote: Yeas 21, nays 1, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Davis, Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Tolman, Welty, and Wilshire—21.

Senator Herman D. Crow voted nay.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Warburton—12.

Senator Herman D. Crow announced that he changed his vote from yea to nay in order that at the proper time he might give notice to reconsider the vote whereby the emergency clause failed to pass.

Senator Herman D. Crow moved that the vote whereby the emergency clause failed to pass be reconsidered.

The motion carried.

The vote on the emergency clause was postponed until this afternoon.

On motion of Senator Preston, the Senate resolved itself into a committee of the whole to consider Senate bill No. 227, by Joint Committees of Senate and House on Railroads and Transportation, entitled "An act establishing the office of railroad commissioner for the State of Washington," etc.

The bill was considered in the committee of the whole, Senator Mantz in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

Amend section 3, line 7 of the printed bill, by striking out the word "thereof" and inserting the words "of such blank," in lieu thereof.

Amend section 3, line 10, of the printed bill, by striking out the word "its" and inserting the word "his" in lieu thereof.

Amend section 6, line 2, of the printed bill, by striking out the word "ten" and inserting the word "eight" in lieu thereof.

On motion of Senator Preston, the report was adopted.

On motion of Senator Preston, the reading just had in the committee of the whole was considered the third reading, and the bill was referred to the Engrossing Committee.

On motion of Senator Herman D. Crow, Senate bill No. 217, by Senator Herman D. Crow, entitled "An act to amend sections 2706, 2721, 2722 and 2727 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Reform School," was made a special order for 11 o'clock A. M., Thursday, March 7, 1901.

Senate bill No. 164, by Senator Hamilton, entitled "An act amending sections 21 and 58 of chapter LXXI of the Laws of 1897, relating to revenue, and declaring an emergency," was read the third time.

Senator Wilshire moved to amend by striking out section 3 of the printed bill and inserting the words "An emergency exists, and this act shall take effect immediately," in lieu thereof.

The motion carried.

On motion of Senator Hamilton, further consideration was postponed.

On motion of Senator Wilshire, Senate bill No. 175, by Senator Land, entitled "An act to prohibit the sale, or offering for sale, or bringing into the state for purpose of sale, or giving away of any cigarette, cigarette paper, or substitute thereof," was re-referred to the Judiciary Committee.

Senator Welty was excused.

Senate bill No. 197, by Senator Rands, entitled "An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation," was read the third time by sections.

Senator Rands moved to amend section 1, lines 10 and 11, of the printed bill, by striking out the words "include be" and inserting the words "indicate that" in lieu thereof.

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Sharp, the Senate resolved itself into a committee of the whole to consider Senate bill No. 55, by Senator Sharp, by request, entitled "An act for the relief of S. W. Maxey, and appropriating \$500 to pay for an oil painting of George Washington and the frame therefor."

The bill was considered in the committee of the whole, Senator Wilshire in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Baker, the report was adopted.

On motion of Senator Andrews, the reading just had in the committee of the whole was considered the third reading, and the bill was referred to the Engrossing Committee.

On motion of Senator Hamilton, Senate bill No. 222, by Senator Ruth, entitled "An act relating to county surveyors," was referred to the Judiciary Committee.

Senate bill No. 83, by Senator Hamilton, entitled "An act relating to the vacation of streets, alleys, lots and commons, and parts of streets, alleys, lots and commons in incorporated cities and towns," was read the third time by sections.

Senator Welty moved to amend by adding a new section (No. 4), as follows :

"SEC. 4. No existing rights shall be affected by this act."

The motion carried.

Senator Preston moved to amend the new section 3, of the original bill by striking out the words "has heretofore or."

The motion carried.

On motion of Senator Hamilton, the Senate adjourned at 12:30 P. M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Cornwell, L. C. Crow, Reser, and Sumner, excused.

Senator Megler moved to reconsider the vote whereby Senate bill No. 80, by Senator Megler, An act to establish a State Normal School in the county of Pacific, failed to pass.

The motion carried.

On motion of Senator Megler, Senate bill No. 80, and Senate bill No. 32, by Senator Schofield, An act to establish a State Normal School in the county of Chehalis, were referred to Senators Megler and Schofield for amendment, and be made a special order for 2:30 P. M. Tuesday, March 5, 1901.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

The House has passed House concurrent resolution No. 21.

Also, House bill No. 232, relating to the election of school directors in cities of 10,000 inhabitants and over.

Also, House bill No. 239, relating to the graduates of the law school of the University of Washington.

Also, House bill No. 228, for the protection of the American flag, etc.

Also, House bill No. 174, relating to tide lands within the limits of the city of Aberdeen, etc.

Also, House bill No. 219, amending section 24 of the Session Laws of 1899, etc.

Also, House bill No. 223, relating to the intimidation or bribery, etc.

Also, House bill No. 73, for the relief of Henry Lomen.

Also, House bill No. 31, for the relief of John and Joseph Nicklas.

Also, House bill No. 349, providing for the sale of certain school lands.

Also, House bill No. 415, defining the limit of costs and the amount of assessments for permanent pavements in cities of the first class, etc.

Also, Senate bill No. 96.

Also, Senate bill No. 43.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Preston, Senate bills Nos. 165 and 122 were recalled from the Judiciary Committee, and referred to the Committee on Roads and Bridges.

On motion of Senator Hammer, the rules were suspended, and all bills passed by the Senate were ordered transmitted immediately to the House.

On motion of Senator Wilshire, the Governor's veto on Senate bill No. 9 was taken up.

The Governor's message was read, and Senate bill No. 9 was passed, notwithstanding the Governor's veto, by the following vote: Yeas 23, nays 6, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Welty, and Wilshire—23.

Those voting nay were: Senators Biggs, Garber, Hallett, Land, Mantz, and Tolman—6.

Those absent or not voting were: Senators Cornwell, Crow L. C., Reser, Sumner, and Warburton—5.

On motion of Senator Wilshire, Senate bill No. 9, together with the Governor's message, was transmitted at once to the House.

Further consideration of Senate bill No. 83, by Senator Hamilton, entitled "An act relating to the vacation of streets, alleys, lots and commons, and parts of streets, alleys, lots, etc., was resumed.

Senator Hallett moved to amend section 1, line 5, of the printed bill, by striking the words "appear to."

The motion carried.

Senator Hallett moved to amend section 1, line 6, by striking out the words "of more than one-half ($\frac{1}{2}$)."

Senator Angle moved to amend the motion by striking out the words and figures "one-half ($\frac{1}{2}$)" and inserting the words and figures "two-thirds ($\frac{2}{3}$)" in lieu thereof.

The amendment to the amendment carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Megler, the vote whereby the emergency clause to House bill No. 408 failed to pass, was taken up, and the emergency clause was passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, and Wilshire—29.

Those absent or not voting were: Senators Cornwell, Crow L. C., Reser, Sumner, and Welty—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Preston consideration of House bill No. 119, by Mr. Miller, entitled "An act requiring railway companies to build and keep in repair highway crossings, and declaring an emergency," was postponed until to-morrow and to hold its place on the calendar.

House bill No. 36, by Mr. Buck, entitled "An act repealing section 6 of an act entitled 'An act amending an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington,"'" etc., was read the third time by sections.

Senator Preston moved to amend section 1, line 22, of the printed bill, by inserting after the word "city" the words "town or school district."

The motion carried.

Senator Wilshire moved that section 2 of the engrossed bill be amended by striking out in the House amendment thereto, between the words "district" and "per cent." the word "fifteen" and insert the word "twenty."

The motion carried.

Senator Wilshire moved to amend section 2, of the engrossed bill, by adding at the end of section 2 the following: "*Provided*, That the county shall be entitled to reimbursement out of the penalty and interest on delinquent taxes levied by such cities, towns or school districts for the year 1900 to the extent of the rebates on the taxes for said year, paid or allowed by such county up to the time this act takes effect."

The motion carried.

The bill was placed on its final passage, and failed to pass by the following vote: Yeas 9, nays 19, absent or not voting 6.

Those voting yea were: Senators Andrews, Crow Herman D., Davis, Hamilton, Hemrich, LeCrone, Preston, Tolman, and Wilshire — 9.

Those voting nay were: Senators Angle, Baker, Baumeister, Clapp, Garber, Hall, Hallett, Hammer, Land, Mantz, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, and Welty — 19.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Megler, Reser, and Sumner — 6.

Senator Warburton gave notice that at the proper time he would move to reconsider the vote whereby House bill No. 36 failed to pass.

The time having arrived for consideration of Senate bill No. 182, by Senator Herman D. Crow, entitled "An act to change the name of Washington Agricultural College," made a special order for Monday, March 4, at 2:30 P. M., the bill was read the third time by sections.

Senator Hall moved to amend the bill as follows:

Amend section 1, lines 2 and 3, of the printed bill, by striking the words "agriculture, mechanic arts and mining," and inserting the words "applied science" in lieu thereof.

Amend section 3, lines 2 and 3, of the printed bill, by striking the words "agriculture, mechanic arts and mining," and inserting the words "applied science" in lieu thereof.

Amend the title by striking the words "agriculture, mechanic arts and mining," and inserting "applied science" in lieu thereof.

The motion carried.

The bill was referred to the Engrossing Committee.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

The House has passed House bill No. 404, requiring railroad companies to weigh cars loaded with lumber, etc.

Also, House bill No. 369, regulating the practice of dentistry, etc.

The House has refused to concur in the Senate amendments to House bill No. 48, and Messrs. Fairchild, Starr and Merritt have been appointed as a conference committee.

The House has passed Senate concurrent resolution No. 17, relating to the proposed Oriental Centennial Fair in Oregon.

Also, House concurrent resolution No. 14, providing for the appointment of a joint committee to investigate the state offices.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 55, entitled "An act making an appropriation of money for the purchase of an oil painting of George

Washington, and the frame therefor," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 249, entitled "An act providing for and regulating the selection of jurors," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 227, entitled "An act establishing the office of railroad commissioner," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 197, entitled "An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation," has been carefully compared with the original copy thereof and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 182, entitled "An act to change the name of the Washington Agricultural College, Experiment Station and School of Science, to the State College of Applied Science," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 83, entitled "An act relating to the vacation of streets and alleys, and parts of streets and alleys in incorporated cities and towns," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

J. G. MEGLER.

A. S. RUTH.

Senate bill No. 249, by Judiciary Committee, entitled "An act providing for and regulating the selection of jurors in superior courts."

By consent, Senator Preston amended the engrossed bill by inserting between the words "state" and "whether" the words "in counties of the first seven classes."

The bill was placed on its final passage, and passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were: Senators Cornwell, Crow L. C., Garber, Reser, and Sumner—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Preston, the rules were suspended, and the bill was ordered transmitted to the House immediately.

The president appointed as a conference committee on House bill No. 408 Senators Megler, Angle and Moultray.

Senate bill No. 55, by Senator Sharp, by request, entitled "An act for the relief of S. W. Maxey, and appropriating \$500 to pay for an oil painting of George Washington and the frame therefor," was read the third time, the rules were suspended, the bill was placed upon its final passage, and passed by the following vote: Yeas 24, nays 1, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Smith, Stewart and Wilshire—24.

Senator Tolman voted nay.

Those absent or not voting were: Senators Cornwell, Crow L. C., Garber, Hemrich, Rands, Reser, Summer, Warburton, and Welty—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Sharp, the rules were suspended, and the bill was ordered transmitted at once to the House.

House bill No. 211, by Mr. Rosenhaupt, entitled "An act to enable counties, cities and towns to validate certain warrants and other obligations and evidences of indebtedness on the part

of such counties, cities and towns issued by the corporate authorities thereof in excess of their legal authority, repealing chapter XVIII of the Session Laws of 1895, and declaring an emergency to exist," was read the third time.

Senator Tolman moved to amend the title by striking out all after the word "authority" therein; and to amend by striking out section 5 of the engrossed bill.

The motion carried.

The bill was placed upon its final passage, and passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Crow Herman D., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, Welty, and Wilshire — 24.

Those absent or not voting were: Senators Biggs, Clapp, Cornwell, Crow L. C., Hall, Land, Reser, Stewart, Sumner, and Warburton — 10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 116, by Mr. Comstock, entitled "An act relating to quarantine in cities," was read the third time by sections.

Senator Angle moved to amend the title of the engrossed bill by inserting after the word "cities" the words "and towns," and section 1, line 1, by inserting after the word "city" the words "or town."

The motion carried.

The bill was placed upon its final passage, and was passed by the following vote.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Welty, and Wilshire — 28.

Those absent or not voting were: Senators Cornwell, Crow L. C., Megler, Reser, Sumner, and Warburton—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 136, by Mr. Raine, entitled "An act providing for county boards of grammar school examiners, prescribing manner of appointment, term of office, duties and compensation of such boards, and declaring an emergency," was read the third time, placed upon its final passage, and passed by the following vote: Yeas, 20, nays 4, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Preston, Ruth, Schofield, Sharp, Smith, and Wilshire—20.

Those voting nay were: Senators Land, Moultray, Rands, and Welty—4.

Those absent or not voting were: Senators Biggs, Clapp, Cornwell, Crow L. C., Megler, Reser, Stewart, Sumner, Tolman, and Warburton—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 22, by Mr. Edward Brown, entitled "An act to create a special fund for compensation of owners of domestic animals killed or injured by dogs," was read the third time, placed upon its final passage, and failed to pass by the following vote: Yeas 9, nays 11, absent or not voting 14.

Those voting yea were: Senators Andrews, Biggs, Crow Herman D., Hammer, LeCrone, Mantz, Moultray, Welty, and Wilshire—9.

Those voting nay were: Senators Angle, Baumeister, Garber, Hallett, Preston, Rands, Ruth, Schofield, Smith, Stewart, and Tolman—11.

Those absent or not voting were: Senators Baker, Clapp, Cornwell, Crow L. C., Davis, Hall, Hamilton, Hemrich, Land, Megler, Reser, Sharp, Sumner, and Warburton—14.

House bill No. 59, by Mr. Raine, providing for the distribution of public documents, was read the third time; the bill was placed upon its final passage, and was passed by the following vote: Yeas 23, nays 2, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Hallett, Hammer, Hemrich, Land, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, Welty, and Wilshire

Those voting nay were : Senators Garber and Tolman—2.

Those absent or not voting were : Senators Cornwell, Crow L. C., Davis, Hall, Hamilton, LeCrone, Mantz, Reser and Sumner—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Schofield, consideration of House bill No. 51, by Mr. Lewis, entitled "An act for the effectual prevention of cruelty to animals," was postponed, and it retained its place on the calendar.

Senate bill No. 223, by Senator Smith, entitled "An act for the leasing of county property, and declaring an emergency," was placed upon its final passage and passed by the following vote : Yeas 27, nays 0, absent or not voting 7.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, and Wilshire—27.

Those absent or not voting were : Senators Clapp, Cornwell, Crow L. C., Mantz, Reser, Sumner, and Welty—7.

The emergency clause passed by the following vote : Yeas 28, nays 0, absent or not voting 6.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—28.

Those absent or not voting were : Senators Clapp, Crow L. C., Cornwell, Hemrich, Reser, and Sumner—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 173, by Senator Tolman, entitled "An act to regulate the practice in the superior courts," was placed on its final passage, and passed by the following vote : Yeas 23, nays 4, absent or not voting 7.

Those voting yea were : Senators Angle, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, and Tolman—23.

Those voting nay were : Senators Andrews, Baker, Warburton, and Wilshire—4.

Those absent or not voting were : Senators Clapp, Cornwell, Crow L. C., Hemrich, Reser, Sumner, and Welty—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 182, by Senator Herman D. Crow, entitled "An act to change the name of Washington Agricultural College," was placed upon its final passage, and passed by the following vote : Yeas 29, nays 0, absent or not voting, 5.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were : Senators Clapp, Cornwell, Crow L. C., Reser, and Sumner—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 197, by Senator Rands, entitled "An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation."

On motion of Senator Rands, unanimous consent was given to add to the engrossed bill an emergency clause.

The bill was placed on its final passage, and was passed by the following vote : Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—28.

Those absent or not voting were : Senators Clapp, Cornwell, Crow L. C., LeCrone, Reser, and Sumner—6.

The emergency clause passed by the following vote : Yeas 27, nays 0, absent or not voting 7:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—27.

Those absent or not voting were: Senators Clapp, Cornwell, Crow L. C., LeCrone, Moultray, Reser, and Sumner—7.

On motion of Senator Megler, the title was amended by adding thereto the words “and declaring an emergency.”

Senate bill No. 83, by Senator Hamilton, entitled “An act relating to the vacation of streets, alleys, lots and commons, and parts of streets, alleys, lots and commons in incorporated cities and towns,” was placed on its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—28.

Those absent or not voting were: Senators Clapp, Cornwell, Crow L. C., Hall, Reser, and Sumner—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Smith, all bills passed by the Senate were ordered transmitted to the House immediately.

The following bills were introduced out of order:

Senate bill No. 271, by Senator Andrews: An act relating to the powers of cities of the third and fourth classes, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Andrews, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Municipal Corporations.

Senate bill No. 272, by Senator Herman D. Crow: An act to provide for the control, management and disposition of four sections of land granted to the State of Washington for the establishment and maintenance of a scientific school, making an appropriation and declaring an emergency.

The bill was read the first time; and, on motion of Senator Herman D. Crow, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to the Committee on Appropriations.

Senate bill No. 273, by Senator Moultray: An act for the establishment, alteration, modification and vacation of state natural oyster beds reserved, for the creation of a state oyster

land commission, defining the powers of said commission, and declaring an emergency.

The bill was read the first time; and, upon motion of Senator Moultray, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

Senate bill No. 274, by Senator Preston, by request: An act providing for the establishment and maintenance of public and free libraries and museums, and repealing all laws in conflict therewith.

The bill was read the first time; and, upon motion of Senator Preston, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

Senate bill No. 275, by Senator Moultray, by request: An act providing for the sale of lands that may be withdrawn from the state natural oyster beds reserved, and that are suitable for the purpose of cultivating oysters and other shell fish in the State of Washington, limiting the amount of such lands to be sold to any person, individual, corporation or association of persons, making provision for the obtaining of a deed under any of the laws of the State of Washington, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Moultray, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

Senate bill No. 276, by Senator Hall: An act regulating fraternal beneficiary societies, orders and associations.

The bill was read the first time; and, on motion of Senator Hall the rules were suspended, the bill was read the second time by title, and referred to the Committee on Corporations other than Municipal.

Senate bill No. 277, by Senator Warburton: An act for the relief of S. M. Hodge, J. O. A. DeHuff and James H. Junett.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the Committee on Claims and Auditing.

Senate bill No. 278, by Senator Hamilton: An act to establish a nautical training school.

The bill was read the first time; and, on motion of Senator Hamilton, the rules were suspended, the bill was read the sec-

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

Senate bill No. 279, by Senator Stewart: An act to provide for the completion of the state capitol building, providing for the payment of interest upon the cost thereof, making an appropriation therefor, and amending section 1 of an act entitled "An act to provide for the location and erection of a capitol building, and providing an appropriation therefor, and, declaring an emergency," approved March 21, 1893.

The bill was read the first time; and, on motion of Senator Stewart, the rules were suspended, the bill was read the second time by title, ordered printed, and referred to Committee on Public Buildings and Grounds.

Senate memorial No. 16, by Senator Welty: A memorial relating to the Alaska boundary.

The memorial was read the first time; and, on motion of Senator Welty, the rules were suspended, the memorial was read the second time by title, ordered printed, and referred to Committee on Memorials.

House bill No. 415, by Mr. Albertson: An act defining the limit of cost, and the amount of assessment for permanent local improvements in cities of the first class, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 219, by Mr. Stocking: An act to amend section 24 of the Session Laws of 1899, relating to revenue and taxation, extending the time for county treasurers to commence foreclosure proceedings on certificates of delinquency held by the county.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Revenue and Taxation.

House bill No. 223, by Mr. Wilson: An act relating to the intimidation or bribery of voters and amending section 7420 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Elections and Election Privileges.

House bill No. 228, by Mr. Bostwick: An act for the protection of the American flag and coat of arms of the United States.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 31, by Mr. Tucker: An act for the relief of John Nicklas and Joseph Nicklas.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Claims and Auditing.

House bill No. 232, by Mr. Jones: An act relating to the election of school directors in cities of 10,000 inhabitants and over, and amending sections 2346 and 2347 in article III of chapter III of title 15 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

House bill No. 73, by Mr. Dawes: An act for the relief of Henry Sommers.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Claims and Auditing.

House bill No. 349, by Mr. Jerard: An act to provide for the sale of certain school lands in section 36, township 10, north range 38 east, Willamette Meridian, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on State Granted, School and Tide Lands.

House bill No. 369, by Mr. Sims: An act to amend sections 4, 6, 8 and 11, of chapter LV of Session Laws of 1893, relating to the practice of dentistry, etc.

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

House bill No. 404, by Mr. Merrill: An act requiring railroad companies to weigh cars loaded with lumber, shingles, etc., at the point of shipment.

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Railroads and Transportation.

House bill No. 174, by Mr. Bush: An act relating to tide lands within limits of the city of Aberdeen, Chehalis county, Washington, and providing for the completion of the survey, plats and appraisement of and for sale of said lands, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on State, Granted, School and Tide Lands.

House bill No. 239, by Mr. Tucker: An act relating to graduates of the law school of the University of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

Concurrent resolution No. 21, by Mr. Rosenhaupt, relating to "Greetings to President McKinley," was read and adopted.

House concurrent resolution No. 14, by Mr. Dawes, appointing a committee to investigate the state offices, was read and referred to Committee on Memorials.

On motion of Senator Davis, the Senate adjourned at 5 o'clock P. M., until Tuesday, March 5, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY McBRIDE.
President of the Senate.

FIFTY-FIRST DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, March 5, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators L. C. Crow and Reser, excused.

On motion of Senator Andrews, the reading of the journal of yesterday was dispensed with and it was approved.

The president signed Senate bill No. 6.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 2, 1901.

MR. PRESIDENT:

Your Committee on Enrolled and Engrossed Bills respectfully reports that the enrolled copy of Senate bill No. 6, entitled "An act relating to the taxation of inheritances and providing for disposition of same," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred House bill No. 199, entitled "An act to amend an act for the assessment and collection of taxes in the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Judiciary Committee.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: C. F. Clapp, Herman D. Crow, Stanley Hallett, A. S. Ruth, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Appropriations, to whom was referred Senate bill No. 200, entitled "An act for the relief of the heirs-at-law of J. M. Vansyckle, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows: In section 1, line 1, printed bill, after the dollar sign (\$), strike out the figures "1,650," and substitute the figures "784.80;" and that, as so amended the bill do pass.

ED. S. HAMILTON,

L. B. ANDREWS.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, a minority of your Committee on Appropriations, to whom was referred Senate bill No. 200, entitled "An act for the relief of the heirs-at-law of J. M. Vansyckle, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not

pass for the reason that said claim has been heretofore passed upon by the Legislature of this state.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. G. Megler, J. P. Sharp, Herman D. Crow.

On motion of Senator Hamilton, the reports with the bill were placed on general file.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 179, entitled "An act for the relief of W. W. McCredie, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Ed. S. Hamilton, J. G. Megler, Oliver Hall, L. B. Andrews, J. P. Sharp, Herman D. Crow.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 240, entitled "An act making an appropriation for the Inter-State Fair Association of Clarkston, Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Ed. S. Hamilton, J. G. Megler, L. B. Andrews, Herman D. Crow, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 95, entitled "An act authorizing the board of regents of the State Agricultural College and School of Science to withdraw from sale certain lands," etc., have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Harold Preston, Ed. S. Hamilton.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred Senate bill No. 230, entitled "An act to vacate the plat of the north-east $\frac{1}{4}$ and north $\frac{1}{4}$ south-east $\frac{1}{4}$ section 36, township 21 north, range 2 east of Willamette Meridian," have had the same under

consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Harold Preston, Ed. S. Hamilton.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 218, entitled "An act in relation to garnishments in actions before justices of the peace," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, C. A. Mantz, Herman D. Crow, W. W. Wilshire, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 209, entitled "An act to create and provide means for the enforcement of a lien on steamers," etc., have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

Amend section 1, line 1, of the printed bill, by striking out the word "are" and inserting the word "shall be" in lieu thereof.

Amend section 1, line 8, of the printed bill, by striking out the word "always."

Amend section 2, line 1, of the printed bill, by striking out the first word "or" and inserting in lieu thereof the word "and."

Amend section 2, line 4, of the printed bill, by striking out the word "four" and inserting the word "three" in lieu thereof, and by striking out the figures "5963" and inserting the figures "5953" in lieu thereof.

Amend section 2, line 5, of the printed bill, by striking out the word "however."

Amend section 3, lines 1 and 2, of the printed bill, by striking out the words "against either ship or cargo."

Amend section 3, line 3, of the printed bill, by striking out the word "however."

Amend section 3, line 4, of the printed bill, by putting a period after the word "court" and by striking out the balance of the section.

Respectfully submitted. S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Stanley Hallett, W. W. Wilshire, Herman D. Crow, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 211, entitled "An act to amend section 1563 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of counties," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit:

In section 1, line 4 of the printed bill, strike out the words "are hereby" and insert in lieu thereof the words "shall be," put a period after the word population," strike out the words "as determined," and strike out all of lines 5, 6, 7, 8, 9, 10, 11 and 12.

Respectfully submitted.

We concur in this report: Harold Preston, Stanley Hallett, E. M. Rands, C. A. Mantz, Herman D. Crow, W. W. Wilshire, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 235, entitled "An act amending sections 3773, 3774, 3775, 3776, 3777, 3778 and 3779 of Ballinger's Annotated Codes and Statutes of Washington, relating to establishing and opening public roads, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: Paul Land, E. Hammer, C. L. Stewart, Lincoln Davis, E. M. Rands.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 234, entitled "An act providing for a state wagon road connecting Hood's Canal with the Sound," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to Appropriation Committee.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: Paul Land, E. Hammer, C. L. Stewart and E. M. Rands.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 204, entitled "An act authorizing county commissioners to grant to persons, companies or corporations, the right to build and

maintain tram roads," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: Paul Land, E. Hammer, C. L. Stewart, and E. M. Rands.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

We, your Committee on Roads and Bridges, to whom was referred Senate bill No. 222, entitled "An act relating to county surveyors," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the amendments herewith.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: C. L. Stewart, Lincoln Davis, E. M. Rands.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT :

The speaker of the House has signed Senate bill No. 6, entitled "An act relating to the taxation of inheritances and providing for the disposition of same."

The House has passed Senate concurrent resolution No. 15 (16), with the following amendments :

Strike the word "remote" from the preamble.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Rands, the Senate concurred in House amendment to Senate concurrent resolution No. 15.

GENERAL FILE.

On motion of Senator Preston, House bill No. 415 took the place of Senate bill No. 219 on the calendar.

House bill No. 415, by Mr. Albertson, entitled "An act defining the limit of cost and amount of assessment for permanent pavement in cities of the first class," etc., was read the third time, placed on its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yeas were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire — 28.

Those absent or not voting were: Senators Crow L. C., Garber, Hall, Hammer, Reser, and Warburton — 6.

The emergency clause passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire — 27.

Those absent or not voting were: Senators Baker, Crow L. C., Garber, Hall, Hammer, Reser, and Warburton — 7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Preston, Senate bill No. 219, by Senator Preston, entitled "An act defining the limit of cost and the amount of assessments for permanent pavement local improvements in cities of the first class, and declaring an emergency," was indefinitely postponed.

On motion of Senator Megler, the rules were suspended, and all bills passed by the Senate to-day to be transmitted immediately to the House, unless motion is made for reconsideration.

Senate bill No. 224, by Senator Preston, entitled "An act authorizing any county in the State of Washington to join with any city of the first or second class in such county in paying for the construction of any bridge, trestle, or structure," etc., was read the third time by sections and referred to the Engrossing Committee.

On motion of Senator Tolman, the majority report on Senate bill No. 215 was not adopted.

Senate bill No. 215, by Senator Tolman, entitled "An act providing for the submission of ordinances and questions concerning municipal affairs in cities of the first class to the people thereof," was read the third time by sections.

Senator Tolman moved to amend section 3, of the printed bill, by adding thereto the following: Said officer shall also post a printed copy of such ordinance or question in a conspicuous place in each voting booth prior to the opening of the polls on election day."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 171, by Senator Andrews, entitled "An act relating to the compensation of attorneys appointed by the superior court to defend persons charged with crime, and declaring an emergency," was read the third time, the rules suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 19, nays 9, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Davis, Hall, Hamilton, Hemrich, Moultray, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire — 19.

Those voting nay were: Senators Crow Herman D., Hallett, Hammer, Land, LeCrone, Mantz, Preston, Rands, and Tolman — 9.

Those absent or not voting were: Senators Biggs, Crow L. C., Garber, Megler, Reser, and Warburton — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hamilton, Senate bill No. 165, by Senator Hamilton, relating to county surveyors, was indefinitely postponed.

Senate bill No. 68, by Senator Davis, entitled "An act to amend section 210, volume 11, Hill's Annotated Statutes and Code, being section 210 of Hill's Penal Code, and being section 7250, volume 11, of Ballinger's Annotated Codes and Statutes of Washington, relating to closing places of amusement on Sunday," was placed upon its final passage, and failed to pass by the following vote: Yeas 17, nays 13, absent or not voting 4.

Those voting yea were: Senators Andrews, Baker, Biggs, Clapp, Davis, Hall, Hamilton, Hemrich, LeCrone, Megler, Rands, Ruth, Schofield, Sharp, Smith, Stewart, and Warburton — 17.

Those voting nay were: Senators Angle, Cornwell, Crow Herman D., Garber, Hallett, Hammer, Land, Mantz, Preston, Sumner, Tolman, Welty, and Wilshire — 13.

Those absent or not voting were: Senators Baumeister, Crow L. C., Moultray, and Reser — 4.

On motion of Senator Herman D. Crow, the consideration of Senate bill No. 217, by Senator Herman D. Crow, entitled "An act to amend sections 2706, 2721, 2722 and 2727 of Ballinger's

Annotated Codes and Statutes of Washington, relating to the State Reform School," was deferred until Thursday, March 7, 1901.

Senate bill No. 195, by Senator Tolman, entitled "An act relating to the payment of fees to public officers for appearing and testifying as witnesses in judicial proceedings," was read the third time, and referred to the Engrossing Committee.

Senate bill No. 212, by Senator Hamilton, entitled "An act amending section 1, chapter XLIII of the Laws of 1897, page 55, relating to employes' liens," was read the third time by sections, and referred to the Engrossing Committee.

Substitute for Senate bill No. 186, by Committee on Printing, entitled "An act to amend sections 4 and 9 of chapter 118 of the Session Laws of 1899, relating to public printing and binding, approved March 13, 1899," was read the third time by sections.

Senator Hallett moved to amend section 1, of the printed bill, by striking in line 19, after the word "there," the comma, and inserting a period in lieu thereof, and striking the rest of the section after said period.

The motion carried.

Senator Welty moved to amend section 1, line 10, of the printed bill, by striking the words "so as."

The motion carried.

On motion of Senator Megler, the Senate resolved itself into a committee of the whole to consider Senate bill No. 233, by Senator Baker, entitled "An act making an appropriation for the relief of Frank Bartholet, trustee."

The bill was considered in the committee of the whole, Senator Hamilton in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

Amend the bill by striking the word "trustee" wherever occurring in title or bill.

On motion of Senator Baker, the report was adopted.

On motion of Senator Baker, the reading just had in the committee of the whole was considered the third reading, the rules were suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber,

Hall, Hammer, Hemrich, Land, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—26.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hallett, Hamilton, LeCrone, Moultray, Reser, and Warburton—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Davis, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of two o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators L. C. Crow and Reser, excused.

The president signed Senate bills Nos. 96 and 98.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 96, entitled "An act for the relief of the grantees of B. Norman," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 98, entitled "An act to amend section 3 of an act entitled 'An act to authorize counties, cities and towns to issue bonds to fund their outstanding indebtedness,'" etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 224, entitled "An act authorizing any

county in the State of Washington to join with any city of the first, second or third class in such county in paying for the construction of any bridge, trestle, or any structure which crosses any stream or body of water," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

We, a majority of your Committee on Counties and County Boundaries, to whom was referred House bill No. 220, entitled "An act to create the county of Riverside, etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not pass.

Respectfully submitted.

GEO. H. BAKER, Chairman.

We concur in this report: J. J. Smith and C. A. Mantz.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

We, a minority of your Committee on Counties and County Boundaries, to whom was referred House bill No. 220, entitled "An act to create the county of Riverside," etc., have had the same under consideration and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

We concur in this report: C. L. Stewart and G. Garber.

On motion of Senator Baker, House bill No. 220, by Committee on County and County Boundaries, "An act to create the county of Riverside, subject to the requirements of the State Constitution and Statutes in respect to the establishment of new counties," was indefinitely postponed.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 26, entitled "An act amending an act entitled 'An act fixing the venue of actions in justice courts,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended, to-wit :

Amend section 1 of the bill, by striking out the same, and inserting in lieu thereof the following :

"SECTION 1. Section 1 of an act entitled 'An act fixing the venue of actions in justices courts,' approved March 7, 1899, is hereby amended to read as follows: Section 1. All actions commenced before justices of the peace, in counties from the first to the seventh class inclusive, shall be brought in the justice court of the precinct in which one or more of the defendants reside."

Respectfully submitted.

We concur in this report: E. M. Rands, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred House bill No. 212, entitled "An act amending an act regulating the removal of timber from state lands, and prescribing duties of the Board of State Land Commissioners," etc., have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Harold Preston, Ed. S. Hamilton.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on State Granted, School and Tide Lands, to whom was referred House bill No. 174, entitled "An act relating to the tide land within the city limits of the city of Aberdeen," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same pass as amended.

Amend title, line 1, after the word "tide" insert "or shore," and change "land" to "lands." Strike out the word "and" between the words "appraisement" and "for" next to the last line in title of the engrossed bill. After the word "lands," last line of the title, add "and the leasing of the harbor line area abutting upon such tide or shore lands."

Amend section 3, as follows: Line 3 of the engrossed bill, after the word "the" insert the word "preference." Line 13, after the word "own" insert "and to apply for the leasing of the harbor line area abutting upon such tide or shore lands."

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Harold Preston, Ed. S. Hamilton.

The report was adopted.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

We, your Committee on Corporations other than Municipal, to whom was referred Senate bill No. 276, entitled "An act regulating fraternal beneficiary societies, orders or associations," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

HERMAN D. CROW, Chairman.

We concur in this report: Oliver Hall, C. F. Ciapp, Geo. D. Schofield, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 264, entitled "An act making appropriations for sundry

civil expenses of the State of Washington for the fiscal term beginning April 1, 1901, and ending March 31, 1903," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be sent to the public printer forthwith.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: L. B. Andrews, J. G. Megler, Herman D. Crow, Ed. S. Hamilton, Oliver Hall, J. P. Sharp.

The report was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House bill No. 211.

The House has also concurred in the Senate amendments to House bill No. 116.

The Speaker of the House has signed Senate bill No. 98.

Also, Senate bill No. 96.

And the same are herewith transmitted.

Respectfully submitted.

E. D. Cowen, Chief Clerk.

GENERAL FILE.

House bill No. 119, by Mr. Miller, entitled "An act requiring railway companies to build and keep in repair highway crossings, and declaring an emergency," was read the third time by sections.

Senator Land moved to amend section 1, line 2, of the printed bill, by inserting between the words "over" and "such" the words "or under."

The motion carried.

Senator Rands moved to amend section 1 of the engrossed bill by striking out the last six words of said section, namely, "on the line of said railway."

The motion carried.

Senator Rands moved to amend section 5 of the engrossed bill by adding thereto the words "providing said street or streets are improved to the full width thereof."

The motion was lost.

Senator Rands moved to amend section 5 of the engrossed bill by striking out the words "the full width of the street."

Senator Preston moved as an amendment to the amendment, that section 5 be amended by inserting after the word "the" and before the word "street," the words "grade of the."

The amendment to the amendment carried.

Senator Schofield moved to amend section 5 of the engrossed bill by inserting after the word "street" the words "at the point of crossing."

The motion carried.

Senator Preston moved to amend section 6, line 4, of the printed bill, by inserting between the words "day" and "such" the words "after the notice above provided."

The motion carried.

The bill was placed upon its final passage, and failed to pass by the following vote: Yeas 13, nays 17, absent or not voting 4.

Those voting yea were: Senators Angle, Cornwell, Crow L. C., Garber, Hall, Hallett, Hammer, Mantz, Preston, Tolman, Warburton, Welty, and Wilshire — 13.

Those voting nay were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Davis, Hamilton, Hemrich, Land, LeCrone, Megler, Rands, Ruth, Schofield, Sharp, Stewart, and Sumner — 17.

Those absent and not voting were: Senators Crow Herman D., Moultray, Reser and Smith — 4.

Senator Hallett moved to reconsider the vote whereby the Senate Substitute No. 186 was amended in section 1, line 19, by striking out all of the section after the word "there."

The motion carried.

The time having arrived for consideration of Senate bill No. 32, by Senator Schofield, entitled "An act to establish a state normal school in the county of Chehalis," the same having been made special order for 2:30 P. M., it was taken up.

The following special report was read on Senate bill No. 32, and adopted.

REPORT OF SPECIAL COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., February 26, 1901.

MR. PRESIDENT:

We, your committee to whom was referred Senate bills Nos. 32 and 80, entitled "An act to establish a state normal school in the county of Chehalis," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Amend the title by inserting the words "Southwestern Washington" after the word "in," and the words "or the county of Pacific" after "Chehalis."

Section 1, line 1, after the word "county" insert "or in the city of South Bend, in Pacific county."

Section 2, line 3, after the word "Chehalis" insert "or in the city of South Bend, in the county of Pacific." At the end of section 2 add "or a majority thereof may designate."

Section 3, line 1, change the word "Montesano" to "Olympia" and the word "July" to "August;" line 2, insert after the word "act" "and proceed to the city of South Bend and the city of Montesano."

Respectfully submitted.

We concur in this report: J. G. Megler, Geo. D. Schofield.

Senate bill No. 32 was read the third time by sections, and referred to the Engrossing Committee.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 32, entitled "An act to establish a state normal school in Southwestern Washington, in the county of Chehalis or the county of Pacific," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

Senate bill No. 32 was placed upon its final passage, and passed by the following vote: Yeas 19, nays 9, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Crow Herman D., Davis, Hamilton, Hemrich, Land, LeCrone, Megler, Preston, Ruth, Schofield, Smith, Stewart, Welty, and Wilshire—19.

Those voting nay were: Senators Baumeister, Cornwell, Garber, Hall, Hallett, Sharp, Mantz, Sumner, and Tolman—9.

Those absent or not voting were: Senators Crow L. C., Hammer, Moultray, Rands, Reser, and Warburton—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 227, by Joint Committee of Senate and House on Railroads and Transportation, entitled "An act establishing the office of railroad commissioner for the State of Washington," etc., was placed upon its final passage, and failed to pass by the following vote: Yeas 12, nays 18, absent or not voting 4.

Those voting yea were: Senators Angle, Crow Herman D., Garber, Hall, Hallett, Hammer, Mantz, Preston, Sharp, Tolman, Welty, and Wilshire—12.

Those voting nay were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Cornwell, Davis, Land, LeCrone, Megler, Rands, Reser, Ruth, Schofield, Smith, Stewart, Sumner, and Warburton — 18.

Those absent or not voting were: Senators Crow L. C., Hemrich, Moultray, and Reser — 4.

House bill No. 51, by Mr. Lewis, entitled "An act for the effectual prevention of cruelty to animals," was read the third time by sections.

On motion of Senator Hamilton, section 9 of the printed bill was stricken out.

On motion of Senator Cornwell, section 13, line 5, of the printed bill was amended by striking out the word "twelve" and inserting the word "twenty-four" in lieu thereof.

Senator Hallett moved to amend section 19, line 4, of the printed bill, by striking all of the section after the word "food."

The motion was lost.

House bill No. 51 was placed upon its final passage, and was passed by the following vote: Yeas 19, nays 6, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Crow Herman D., Davis, Garber, Hallett, Hemrich, LeCrone, Mantz, Megler, Preston, Sharp, Smith, Tolman, Warburton, Welty, and Wilshire — 19.

Those voting nay were: Senators Biggs, Clapp, Cornwell, Hamilton, Rands, and Ruth — 6.

Those being absent or not voting were: Senators Crow L. C., Hammer, Hall, Land, Moultray, Reser, Schofield, Stewart, and Sumner — 9.

There being no objections, the title of the bill was ordered to stand as the title of the act:

Senator Megler, president *pro tem.*, was called to the chair.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 215, entitled "An act providing for the submission of ordinances and questions concerning municipal affairs in cities of the first class to the people thereof," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate substitute bill No. 186, entitled "An act to amend sections 4 and 9 of chapter 118, Session Laws of 1899, relating to public printing and binding, approved March 13, 1899," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 195, entitled "An act relating to the payment of witness fees to public officers," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

House bill No. 208, by Mr. Stocking, entitled "An act providing for the establishment and construction of ditches for drainage purposes," was read the third time, placed upon its final passage, and passed by the following vote : Yeas 25, nays 1, absent or not voting 8.

Those voting yea were : Senators Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, and Welty—25.

Senator Andrews voted nay.

Those absent or not voting were : Senators Crow L. C., Hammer, Moultray, Preston, Rands, Reser, Sumner, and Wilshire—8.

The emergency clause passed by the following vote : Yeas 26, nays 2, absent or not voting 6.

Those voting yea were : Senators Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Sumner, Tolman, Warburton, Welty, and Wilshire—26.

Those voting nay were : Senators Andrews and Preston—2.

Those absent or not voting were : Senators Crow L. C., Hammer, Mantz, Reser, Smith, and Stewart—6.

On motion of Senator Schofield, the title was amended by adding thereto the words "and declaring an emergency."

The president resumed the chair.

On motion of Senator Hallett, section 1, lines 20 and 21, of Senate substitute bill No. 186, printed bill, was amended as follows :

“In section 1, lines 20 and 21, strike out the words “the maximum scale of wages now paid upon the state printing,” and insert the words “the regular scale of wages for skilled labor in vogue at the time of letting the contract,” between the words “work” and “which.”

Substitute Senate bill No. 186 was re-referred to the Engrossing Committee.

Senator Wilshire moved that the rules be suspended, and that the vote whereby Senate bill No. 68 failed to pass upon second consideration, be reconsidered.

Senator Hallett arose to a point of order, which was sustained by the president.

Senators Wilshire, Ruth and Davis appealed from the decision of the chair.

The decision of the president was sustained.

On motion of Senator Davis, the Senate adjourned at 5 o'clock p. m., until Wednesday, March 6, 1901, at 10 o'clock a. m.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTY-SECOND DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, March 6, 1901, }
10 o'clock a. m.

President McBride called the Senate to order at the hour of 10 o'clock a. m., pursuant to adjournment.

The secretary called the roll; all the members being present except Senator Reser, excused.

Rev. Mr. Badger offered prayer.

On motion of Senator Baker, the reading of yesterday's journal was dispensed with, and it was approved.

The president signed Senate bill No. 42, Senate concurrent resolution No. 16, and Senate concurrent resolution No. 17.

Senator Megler, president *pro tem.*, was called to the chair.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 42, entitled "An act changing the name of the town of Lewiston, Asotin county, Washington, to the town of Clarkston," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate concurrent resolution No. 16 has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate concurrent resolution No. 17 has been carefully compared with the original copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 43, entitled "An act amending section 4563 of Ballinger's Annotated Codes and Statutes of Washington, relating to the satisfaction of mortgages," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT :

The House has passed House bill No. 287, providing for the punishment of any husband who shall without good cause abandon his wife, etc.

Also, House bill No. 93, regulating the width of tires of vehicles, etc.

Also, House bill No. 276, amending an act relating to service of process in justice's courts.

Also, House bill No. 34, extending the right of eminent domain to water power companies.

Also, House bill No. 296, repealing certain sections of Ballinger's Codes and Statutes, etc.

Also, House bill No. 326, providing for the employment of prisoners lawfully sentenced in county jails.

Also, House bill No. 292, exempting the property of school districts from assessments for street and other public improvements.

Also, House bill No. 293, relating to the Code of Public Instruction, etc.

Also House bill No. 105 (committee substitute), relating to exemptions from garnishment, attachment and execution.

Also, House bill No. 338, relating to the qualification of electors, etc.

Also, House bill No. 264, relating to moneys received by county treasurers from the redemption of delinquent taxes.

Also, House bill No. 332, relating to the Washington State Historical Society, etc.

Also, House bill No. 263, relating to the lien of taxes on real and personal property, etc.

Also, House bill No. 317, relating to the issuance of state bonds, and the investment of the permanent school fund, etc.

Also, House bill No. 353, relating to the classification of counties.

Also, House bill No. 149, prohibiting the obstruction of streets or public highways by railroad cars.

Also, House bill No. 406, defining the liability of railway companies to their employes.

Also, House bill No. 385, abolishing the revolving fund, etc.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT :

We, your Committee on Memorials, to whom was referred House bill No. 90, entitled "An act making application to Congress of the United States to call a convention for proposing amendments to the Constitution of the United States," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

We concur in this report: L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH, March 6, 1901.

MR. PRESIDENT :

We, your Committee on State, Granted, School and Tide Lands, to whom was referred House bill No. 349, entitled "An act to provide for the sale of certain school lands," etc., have had the same under consid-

eration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: C. F. Clapp, Lincoln Davis, Oliver Hall, J. R. Welty, Harold Preston, Ed. S. Hamilton.

The report was adopted.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

We, your Committee on Mines and Mining, to whom was referred House bill No. 191, entitled "An act amending sections 2213, 2216, and 2218 of Ballinger's Annotated Codes and Statutes of Washington relating to the leasing of mineral lands belonging to the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same pass as amended.

Section 3, of the engrossed bill, line 7, after the word "Provided" strike out lines 8 and 9 and insert in lieu thereof "that a royalty be paid to the state on the value of the gross output to an amount not less than two per cent. thereof and not more than five per cent. thereof; said royalty to be paid according to the provisions made in said lease."

Same section, strike lines 10, 11, 12, 13, 14, 15, 16, 17 and 18, including the words "per cent."

Balance of section 3, beginning with the word "within," to be numbered "Section 4."

Respectfully submitted.

C. A. MANTZ, Chairman.

We concur in this report: J. J. Smith, C. L. Stewart, A. S. Ruth, W. R. Moultray.

The report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred House bill No. 69, entitled "An act establishing a state geological survey," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: L. B. Andrews, J. G. Megler, Oliver Hall, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred Senate joint memorial No. 14, relating to amending constitution of United States, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

We concur in this report: L. B. Andrews and E. Baumeister.

The report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Harbors and Harbor Lines, to whom was referred Senate bill No. 236, entitled "An act amending section 40 of an act relating to public lands of the state," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Amend the title, by adding the words "and declaring an emergency."

Amend section 1, by adding the following proviso: "*Provided*, If any streets heretofore platted are vacated by the re-plat and any new street or water way is so laid out as to leave unsold tide land between such new street or waterway and land heretofore sold, the owner of said tide land heretofore sold shall have the preference right, for sixty days after final approval of such re-plat, to buy the unsold tide land so intervening at the appraised value."

Add section 2, as follows: "Sec. 2. An emergency exists, and this act shall take effect immediately."

Respectfully submitted.

T. B. SUMNER, Chairman.

We concur in this report: A. Hemrich, C. F. Clapp, S. M. LeCrone, and Geo. D. Schofield.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, to whom was referred Senate bill No. 90, entitled "An act amending sections 1 and 2, of an act entitled 'An act regulating common carriers,'" etc., approved March 13, 1897, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same, with the following amendments, do pass.

In line 1, of the title, change the word "and" after the figure "1" to a comma, and insert after the figure "2" the words "and 19."

Section 1, line 13, strike out the words "between the same points in the State of Washington;" in the same line strike out the word "any" and insert the word "like."

Line 14, add an "s" to the word "distance" and insert after the word "state" the words "under similar conditions."

Line 18, beginning with the words "provided further" strike out the remainder of the section.

Further amend the act by inserting a new section to be known as section 3, and to read as follows:

"SEC. 3. That section 19 of said act be amended to read as follows: Section 19. Nothing in this act shall apply to any railroad in this state which does not exceed one hundred miles in length, or to any extension or branches of such railroads, or new railroads hereafter constructed; and the building of extensions or branches of any such railroad shall not have the effect of bringing any such railroads within the provisions of this act, but this shall not be construed to exempt any railroad from the provisions of this act as to any shipment consigned to any point in this state, beyond the line of such short road; any railroad or part of a

railroad, which on the first day of March, 1901, would have been subject to the provisions of this act, shall be and continue to be subject to the same, notwithstanding any change in the operation, ownership or management thereof."

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: Warren W. Tolman, Oliver Hall, C. A. Mantz, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 247, entitled "An act relating to liens of innkeepers, and the liability of innkeepers," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

Strike out the title, and insert a new title, as follows:

"An act to amend sections 5976 and 5977 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens of innkeepers and their liability, and to add thereto sections 5977*a* and 5977*b*, relating to the liens of innkeepers and the liability of innkeepers."

Interchange sections 1 and 2 of the bill so as to make section 1 section 2, and to make section 2 section 1.

After said interchange of sections amend the new section 1 (being the present section 2, line 1, of the printed bill), by inserting after the words "Section 1" the words "That section 5976 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens of innkeepers and their liability, be amended to read as follows: "Section 5976."

After said interchange of sections amend the new section 2 (being section 1 of the printed bill, line 1), by inserting after the words "Section 2" the words "That section 5977 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens of innkeepers and their liability, be amended to read as follows: "Section 5977."

After the words "Section 3" in the printed bill, insert the words "That an additional section, to be known as "section 5977*a*," be added, reading as follows: "Section 5977*a*."

After the words "Section 4" in the printed bill, insert the words "That an additional section, to be known as "section 5977*b*," be added, reading as follows: "Section 5977*b*."

Strike out section 5.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, W. W. Wilshire, E. M. Rands, Herman D. Crow, Warren W. Tolman, C. A. Mantz, Geo. D. Schofield, Harold Preston.

The report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, to whom was referred House bill No. 404, entitled "An act requiring railroad com-

panies to weigh cars loaded with lumber, shingles and other forest products at the point of shipment," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass, with the following amendment:

Amend the title by striking out the words "the point of shipment" in the second line, and insert in lieu thereof the words "some common point or points."

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: L. B. Sumner, Warren W. Tolman, Oliver Hall, E. Hammer, C. A. Mantz, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate joint memorial No. 5 has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 5, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 102, entitled "An act relating to the powers of judges of the superior court of the State of Washington, and declaring an emergency," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

The House has passed House bill No. 271, regulating common carriers, fixing maximum railroad passenger rates, etc.

Also, House bill No. 82, providing for the selection and use of text books, etc.

The House has refused to concur in the Senate amendments to House bill No. 201, providing for the erection of a monument to the dead soldiers of the First Washington Volunteers, and asks that the Senate recede.

The House has refused to concur in the Senate amendment to House bill No. 51, and asks that the Senate recede from said amendment.

The House has concurred in the Senate amendments to House bill No. 208, except the amendment to the title, "and declaring an emergency," from which it asks the Senate to recede.

The speaker of the House has signed Senate bill No. 43.

Also, Senate bill No. 42.

Also, Senate concurrent resolution No. 16.

Also, Senate concurrent resolution No. 17.

Also, House concurrent resolution No. 21.

Also, House bill No. 211.

Also, House bill No. 59.

Also, House bill No. 415.

Also, House bill No. 116.

Also, House bill No. 136.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

House bill No. 287, by Mr. Dow: An act for the punishment of any husband who shall without good cause abandon his wife, or of any father who shall abandon his child or children and fail, neglect or refuse to maintain and provide for them or either of them.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

House bill No. 93, by Mr. Gorham: An act to regulate the width of tires upon vehicles used upon public streets, highways and roads.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Roads and Bridges.

House bill No. 276, by Mr. Dawes, by request: An act to amend an act relating to service of process in justice courts.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

House bill No. 341, by Mr. Earles: An act extending the right of eminent domain to water power companies.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

House bill No. 296, by Mr. Badger: An act repealing sections 6580, 6581, 6582, 6583, 6584 and 6585 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

House bill No. 326, by Mr. Cameron: An act for the employment of prisoners lawfully sentenced to service in the county jails in this state.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 292, by Mr. Bush: An act exempting the property of school districts from assessment for street and other public improvements.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Public Revenue and Taxation.

House bill No. 293, by Mr. Gunderson: An act to amend sections 26 and 27 of an act entitled "An act to amend an act entitled and cited as the Code of Public Instruction."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Education.

Substitute House bill No. 105, by Judiciary Committee: An act amending sections 5248*a*, 5249 and 5412 of Ballinger's Annotated Codes and Statutes of Washington, relative to exemptions from garnishments, attachment and execution.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 338, by Mr. Fairchild: An act declaring the qualifications of electors and governing the registration of voters, amending sections 1445, 1455, 1456, 1454 and 1393 of Ballinger's Annotated Codes and Statutes of Washington, and carrying into effect the provisions of section 1, article 6, of the constitution of the State of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Elections and Election Privileges.

House bill No. 264, by Mr. York: An act relating to moneys received by county treasurers from the redemption of delinquent taxes.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Public Revenue and Taxation.

House bill No. 332, by Mr. Falknor: An act relating to the Washington State Historical Society, and making an appropriation therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 263, by Mr. York: An act to amend section 1740 of Ballinger's Annotated Codes and Statutes of Washington, relating to the lien of taxes on real and personal property, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Public Revenue and Taxation.

House bill No. 317, by Mr. Gunderson: An act to amend section 2 of an act entitled "An act authorizing the issuance of state bonds and the investment of the permanent school fund therein, being chapter XLIV of the Session Laws of 1899," approved March 8, 1899, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 353, by Mr. Nesbitt: An act relating to the classification of counties.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 149, entitled: An act prohibiting the obstruction of streets and public highways by railroad cars.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Railways and Transportation.

House bill 406, substitute for 167: An act defining the liability of railway companies to their employes.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Railways and Transportation.

House bill No. 385, by Committee on Banks and Banking: An act to abolish the revolving fund, grain inspection fund, fish hatchery fund, state library fund, the pure food fund, military fund, interest fund and harbor fund, and to provide for disposal of money coming into those funds.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Revenue and Taxation.

House bill No. 271, by Mr. Puckett: Regulating common carriers, fixing maximum railroad passenger rates, etc.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Railroads and Transportation.

House bill No. 82, by Mr. Gunderson, by request: Relating to the selection and use of text books for common and high schools, etc.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

On motion of Senator Tolman, the Senate resolved itself into a committee of the whole to consider House bill No. 65, by Mr. Shaw, entitled "An act for the relief of certain persons employed in normal schools."

The bill was considered in the committee of the whole, Senator Wilshire in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Tolman, the report was adopted.

The president resumed the chair.

On motion of Senator Herman D. Crow, the reading just had in the committee of the whole was considered the third reading, and the bill was placed upon its final passage, and passed by the following vote: Yeas 23, nays 5, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Ruth, Sharp, Sumner, Tolman, Warburton, and Wilshire — 23.

Those voting nay were: Senators Clapp, Preston, Smith, Stewart, and Welty — 5.

Those absent or not voting were: Senators Baker, Hemrich, Land, Rands, Reser, and Schofield — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Ruth, the Senate receded from its amendment to the title of House bill No. 208, namely, "and declaring an emergency."

The president signed Senate bill No. 102, Senate bill No. 43, Senate joint memorial No. 5, House concurrent resolution No. 21, House bill No. 211, House bill No. 59, House bill No. 415, House bill No. 116 and House bill No. 136.

House joint memorial No. 3, by Mr. Thompson, "Referring to the remuneration of postmasters," was read the third time, and, on motion of Senator Rands, was indefinitely postponed.

House bill No. 26, by Mr. Stocking, entitled "An act amending an act entitled 'An act fixing the venue of actions in justices courts,' " etc., was read the third time by sections.

Senator Wilshire moved to amend section 1, of the printed bill, by striking all of the section after the word "following," in line 2, and inserting the following in lieu thereof:

"SECTION 1. All civil actions commenced in a justice court against a defendant or defendants residing in a city or town of more than three thousand inhabitants shall be brought in the justice court of the precinct in said city or town in which one or more of such defendants reside."

The motion carried.

Senator Rands moved that the emergency clause be stricken, and same stricken in title.

The motion carried.

The bill was placed upon its final passage and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Welty, and Wilshire—27.

Those absent or not voting were: Senators Biggs, Hamilton, Land, LeCrone, Reser, Sumner and Warburton—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senator Reser, excused.

GENERAL FILE.

On motion of Senator Megler, Senate memorial No. 15, relating to the Centennial Fair to be held in Portland, Oregon, in 1905, was read the third time, the rules suspended, the memorial considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 22, nays 0, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, and Tolman—22.

Those absent or not voting were: Senators Baker, Cornwell, Biggs, Hamilton, Hammer, Hemrich, Mantz, Reser, Summer, Warburton, Welty, and Wilshire—12.

On motion of Senator Megler, the rules were suspended, and all bills and memorials passed by the Senate to be transmitted immediately to the House, except where notice is given for reconsideration.

Senate bill No. 224, by Senator Preston, entitled "An act authorizing any county in the State of Washington to join with any city of the first or second class in such county in paying for the construction of any bridge, trestle, or structure," etc., was placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire—26.

Those absent or not voting were: Senators Baker, Biggs, Garber, Hall, Reser, Sumner, Warburton, and Welty—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 215, by Senator Tolman, entitled "An act providing for the submission of ordinances and questions concerning municipal affairs in cities of the first class to the people thereof," was placed upon its final passage and failed to pass by the following vote: Yeas 15, nays 12, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow L. C., Hall, Hallett, Hammer, Land, LeCrone, Mantz, Moultray, Sharp, Tolman, and Wilshire — 15.

Those voting nay were: Senators Clapp, Crow Herman D., Davis, Hamilton, Hemrich, Megler, Preston, Rands, Ruth, Schofield, Smith, and Stewart — 12.

Those absent or not voting were: Senators Baker, Biggs, Garber, Reser, Sumner, Warburton, and Welty — 7.

Senate bill No. 195, by Senator Tolman, entitled "An act relating to the payment of fees to public officers for appearing and testifying as witnesses in judicial proceedings," was placed upon its final passage, and was passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Wilshire — 26.

Those absent or not voting were: Senators Baker, Biggs, Davis, Garber, Reser, Sumner, Warburton, and Welty — 8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Substitute for Senate bill No. 186, by Committee on Printing, entitled "An act to amend sections 4 and 9 of chapter cxviii of the Session Laws of 1899, relating to public printing and binding, approved March 13, 1899," was placed upon its final passage, and was passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, Warburton, Welty, and Wilshire — 29.

Those absent or not voting were: Senators Cornwell, Garber, Reser, Stewart, and Sumner — 5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Herman D. Crow, Senate bill No. 217, by Senator Herman D. Crow, entitled "An act to amend sections 2706, 2721, 2722 and 2727 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Reform School," was indefinitely postponed.

Consent was given to present the following reports out of order.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 183, entitled "An act for the relief of F. H. Goss, and making an appropriation therefor, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed, for the reason that the claimant should seek his remedy through the courts.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. G. Megler, Herman D. Crow, L. B. Andrews, Oliver Hall, J. P. Sharp.

The report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred claims of S. Warburton, T. B. Sumner, C. A. Mantz, J. R. Welty, and G. H. Baker, members of special committee, and of J. H. Swift, for expediting books, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be allowed.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

The report was adopted.

On motion of Senator Hallett, the vote whereby the report of Committee on Claims and Auditing, relating to claims of S. Warburton, T. B. Sumner, C. A. Mantz, J. R. Welty, G. H. Baker, members of special committee, and J. H. Swift for expediting books, was adopted was reconsidered.

On motion of Senator Hamilton, the report was re-referred to Committee on Claims and Auditing.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH.; March 6, 1901.

MR. PRESIDENT:

The House has passed House bill No. 222, An act to create a state board of control.

Also, House bill No. 323, An act to amend section 1609 of Ballinger's Codes of Washington.

Also, House bill No. 294, An act for the protection of game animals, etc.

Also, House bill No. 286, An act to prohibit slot machines.

Also, Senate bill No. 9, notwithstanding the Governor's veto; ayes 57.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

Senate bill No. 169, by the Committee on Judiciary, entitled "An act creating the office of official court stenographer," etc., was read the third time.

Senator Preston moved to amend section 1, line 1, of the printed bill, by inserting after the word "Washington" the words "in counties other than counties of the first class."

Senator Ruth moved that the bill be indefinitely postponed.

The motion was lost.

Senator Warburton moved to amend section 1, of the original bill, by inserting between the words "first" and "class" the words "second, third and fourth."

The motion carried.

On motion of Senator Moultray, the rules were suspended, the bill considered engrossed, placed upon its final passage, and failed to pass by the following vote: Yeas 15, nays 14, absent or not voting 5.

Those voting yea were: Senators Baker, Baumeister, Crow Herman D., Garber, Hallett, LeCrone, Mantz, Preston, Rands, Schofield, Sharp, Tolman, Warburton, Welty, and Wilshire—15.

Those voting nay were: Senators Andrews, Angle, Clapp, Cornwell, Crow L. C., Davis, Hall, Hamilton, Hammer, Megler, Moultray, Ruth, Stewart, and Sumner—14.

Those absent or not voting were: Senators Biggs, Hemrich, Land, Reser, and Smith—5.

On motion of Senator Preston, Senate bill No. 190, by Senator Preston, entitled "An act to insure greater accuracy in shorthand reports of judicial and other proceedings," was indefinitely postponed.

A petition was read from the bar of Douglas county, requesting the passage of House bill No. 256, and referred to Judiciary Committee.

Senator Moultray moved that the majority report on Senate bill No. 135, by Senator L. C. Crow, entitled "An act providing for a constitutional amendment, giving to the people of the State of Washington the privilege of initiating laws by petition," etc., indefinitely postponing the same, be adopted.

Senator L. C. Crow moved that the minority report, recommending that it do pass, be substituted for the majority report.

The motion of Senator L. C. Crow was lost.

The majority report was adopted, and the bill indefinitely postponed.

Senator Megler, president *pro tem.*, was called to the chair.

Senate bill No. 185, by Senator Cornwell, entitled "An act to promote and protect the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of commissioners of horticulture, and to repeal certain laws in conflict therewith," was read the third time by sections, and referred to the Engrossing Committee.

The Senate resolved itself into a committee of the whole to consider amended Senate bill No. 56, by Senator Preston, entitled "An act to provide for the control, management and disposition of the tract of land in the city of Seattle commonly known as 'The Old University Site.'"

The bill was considered in the committee of the whole, Senator Hammer in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendment:

Amend section 3, line 3, of the printed bill, by inserting after the word "sum" the words "nor for less than the appraised value."

On motion of Senator Preston, the report was adopted.

On motion of Senator Baker, the reading just had in the committee of the whole was considered the third reading.

Senator Hallett moved to amend section 5 of the original bill, by adding to the same the following: "Out of said fund shall be repaid into the general fund of the state any moneys appropriated at this session of the Legislature out of the general

fund for the permanent improvements, or any of them, mentioned in this section.

The motion carried.

On motion of Senator Preston, the rules were suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote : Yeas 27, nays 2, absent or not voting 5.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, and Wilshire — 27.

Those voting nay were Senators Tolman and Welty — 2.

Those absent or not voting were : Senators Cornwell, Crow Herman D., Crow L. C., Garber, and Reser — 5.

The emergency clause passed by the following vote : Yeas 29, nays 0, absent or not voting 5.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire — 29.

Those absent or not voting were : Senators Crow L. C., Garber, Mantz, Reser, and Welty — 5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 164, by Senator Hamilton, entitled "An act amending sections 21 and 58 of chapter LXXI of the Laws of 1897, relating to revenue, and declaring an emergency, was read the third time.

Senator Mantz moved to amend by striking section 1.

The motion carried.

Senator Mantz moved to amend section 2, line 44, of the printed bill, by striking the word "sixty" and inserting the word "fifteen" in lieu thereof.

The motion carried.

Senator Tolman moved that the emergency clause be stricken, and the title amended in accordance therewith.

The motion carried.

Senator Mantz moved to amend section 2, line 46, of the printed bill, by inserting after the word "law" the words "and shall have precedence over all cases and be heard in a summary manner."

The motion carried.

Senator Wilshire moved to amend section 2, of the printed bill, by adding after line 48 the following:

"But such appeal shall be taken within five days after the decision of the Superior Court, and such appeal shall have precedence over other cases and be heard and decided summarily."

The motion carried.

The bill was referred to the Engrossing Committee.

Substitute for Senate bill No. 193, by Committee on Agriculture, entitled "An act to create the office of sheep inspector and prescribe the duties therefor," etc., was read the third time by sections.

Senator Sharp moved to amend section 5, line 2, of the printed bill, by inserting after the word "any" the words "county of this state or."

The motion carried.

On motion of Senator Baker, the rules were suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Davis, Garber, Hall, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire — 24.

Those absent or not voting were: Senators Biggs, Clapp, Crow Herman D., Crow L. C., Hallett, Hammer, Preston, Rands, Ruth, and Warburton — 10.

The emergency clause passed by the following vote: Yeas 24, nays 1, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Davis, Garber, Hall, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Schofield, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire — 24.

Senator Preston voted nay.

Those absent or not voting were: Senators Clapp, Crow Herman D., Crow L. C., Hallett, Hammer, Reser, Ruth, Stewart, and Warburton—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 212, by Senator Hamilton, entitled "An act amending section 1, chapter XLIII, of the laws of 1897, page 55, relating to employes' liens," was read the third time, and referred to the Engrossing Committee.

Senate bill No. 257, by Committee on Appropriations, entitled "An act to abolish the board of trustees of the Washington School for Defective Youth; providing for the government, control and maintenance of the said institution by the state board of audit and control, and declaring an emergency," was read the third time, and on motion of Senator Hamilton, the rules were suspended, the bill considered engrossed, was placed upon its final passage, and was passed by the following vote: Yeas 19, nays 2, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Schofield, Sharp, Smith, Stewart, and Tolman—19.

Those voting nay were: Senators Rands and Welty—2.

Those absent or not voting were: Senators Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Moultray, Preston, Reser, Ruth, Sumner, Warburton, and Wilshire—13.

The emergency clause passed by the following vote: Yeas 23, nays 0, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Schofield, Sharp, Smith, Stewart, Tolman, Welty, and Wilshire—23.

Those absent or not voting were: Senators Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Rands, Reser, Ruth, Sumner, and Warburton—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 269, by Committee on Judiciary, entitled "An act to amend sections 2763 and 2764 of Ballinger's Annotated Codes and Statutes of Washington, relating to the state peniten-

tiary," was read third time, the rules were suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 24, nays 3, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Crow Herman D., Garber, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Sharp, Smith, Stewart, Tolman, Warburton Welty, and Wilshire—24.

Those voting nay were: Senators Baker, Cornwell, and Davis—3.

Those absent or not voting were: Senators Clapp, Crow L. C., Hallett, Reser, Ruth, Schofield, and Sumner—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hammer, Senate bill No. 264, by Committee on Appropriations, relating to general appropriations, was made a special order for Thursday, March 7, 1901, at 11 o'clock A. M.

On motion of Senator Davis, the Senate adjourned at 5:10 P. M., until Thursday, March 7, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTY-THIRD DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Thursday, March 7, 1901,
10 o'clock, A. M. }

President McBride called the Senate to order at the hour of ten o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Reser and Ruth, excused.

Rev. Dr. Hayes offered prayer.

On motion of Senator Andrews, the reading of yesterday's journal was dispensed with, and it was approved.

Communication introduced by Senator Tolman from the practicing dentists from the city and county of Spokane, was referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 164, entitled "An act amending section 58 of chapter LXXI of the Laws of 1897, relating to revenue, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 185, entitled "An act to promote and protect the fruit growing and horticultural interests in the State of Washington," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 56, entitled "An act to provide for the control, management and disposition of the tract of land in the city of Seattle commonly known as 'The old University site,'" etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate bill No. 245, entitled "An act creating a lien and providing for its enforcement, and amending an act of the Legislature of the State of Washington, approved February 21, 1893," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be referred to the Judiciary Committee.

Respectfully submitted.

PAUL LAND, Chairman.

We concur in this report: J. J. Smith, J. G. Megler.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred House bill No. 83 entitled "An act providing for establishing private fish

hatcheries," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows :

In section 7, line 6, engrossed bill, (same being line 3, printed bill) after the words " fry and," and before the word " fish," insert the words " number of."

In same section, line 15, engrossed bill, (same being line 6, printed bill), after the words " fry and," and before the word " fish," insert the words " number of," and as so amended, the bill do pass.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: W. R. Moultray, Grant C. Angle, T. B. Sumner, E. M. Rands.

REPORT OF SPECIAL COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., February 6, 1901.

MR. PRESIDENT :

We, your special committee, to whom was referred Senate bill No 48, entitled " An act for the relief of Spokane county Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the amendments hereto attached.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: J. R. Welty, Geo. H. Baker, T. B. Sumner, C. A. Mantz.

On motion of Senator Herman D. Crow, the report of the committee was adopted, and the bill was recalled from the Appropriation Committee.

Report of the expert appointed by the investigating committee, recommending the passage of Senate bill No. 48, was received and ordered filed.

The president signed Senate bill No 114, Senate bill No. 118, and Senate memorial No. 10.

On motion of Senator Andrews, the Senate receded from its amendment to House bill No. 201.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

The House has concurred in the Senate amendment to House bill No. 26.

The House has passed House bill No. 357, relating to fishing, the catching of salmon, etc.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 48, entitled "An act for the relief of Spokane county, Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the amended bill, reported by the special visiting committee, do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: L. B. Andrews, J. G. Megler, Herman D. Crow, Ed. S. Hamilton, D. E. Biggs, J. P. Sharp.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 179, entitled "An act relating to assessments and collection of same for local improvements in cities of the first class," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, E. M. Rands, Geo. D. Schofield, W. W. Wilshire.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, to whom was referred House bill No. 271, entitled "An act regulating carriers, fixing the maximum passenger rates in the State of Washington," etc., have had the same under consideration and respectfully report the same back with the recommendation that the same do pass, with the following amendments:

Section 1, line 1, strike out the words "or other."

Strike out the word "fifty" from the engrossed House bill, (the same being the fourth from the last word in the engrossed section), and insert in lieu thereof the words "seventy-five."

Section 2, line 1, strike out the words "company or other."

Line 2, strike out the words "company or other."

Line 11, strike out the words "company or other."

Same section, line 7, strike out the word "or" before the word "imprisonment" and insert in lieu thereof the word "and."

Line 14, strike out the words "company or other."

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: Grant C. Angle, E. Hammer, C. A. Mantz, Warren W. Tolman, Oliver Hall.

On motion of Senator Preston, the report was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

The speaker of the House has signed Senate joint memorial No. 5.

Also, Senate bill No. 102.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 256, entitled "An act providing for judges and additional judges for the superior courts in various counties in the State of Washington, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended.

Your committee have amended the bill as follows :

In section 1, line 1 of the printed bill, strike out the word "Franklin" and insert the word "Douglas."

In section 1, line 2 of the printed bill, strike out the semicolon after the first word "judge" and insert a comma and the word "and" in lieu thereof. In the same line strike out the word "Douglas" and insert the word "Chelan," strike out the semicolon at the end of the line and insert a period, and strike out all of line 3.

In section 2, strike out all of lines 1 and 2, and all of line 3 to and including the word "counties" in brackets.

In section 2, line 3 of the printed bill, put a capital "T" on the word "the" before the word "judge."

In section 2, line 6 of the printed bill, strike out the word "Franklin" and insert the word "Douglas."

In section 3, line 2 of the printed bill, insert the words "duly qualified" before the word "person," and strike out the balance of the line after the word "law."

In section 3, line 3 of the printed bill, strike out the words "or Douglas counties." In the same line strike out the words "last three named," and after the word "counties" insert "of Okanogan, Ferry and Chelan."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Warren W. Tolman, Geo. D. Schofield, C. A. Mantz.

I, the undersigned, a minority of your Committee on Judiciary, do recommend that House bill No. 256 do not pass.

HERMAN D. CROW.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred House concurrent resolution No. 14, appointing a committee to investigate the state offices, have had the same under consideration, and we respectfully report the same back to the Senate without recommendation, with the following amendment:

Strike out all of the first paragraph after the word "state."

Respectfully submitted.

We concur in this report: L. B. Andrews, E. Baumeister.

On motion of Senator Hamilton, the report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 112, entitled "An act amending section 4391 of volume 1 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 5 of an act entitled 'An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this state, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, fixing maximum tolls therefor,' approved March 18, 1895," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended.

Your committee has amended the bill as follows:

Strike out the House amendment to line 23, so that it will read "sixty" instead of "fifty."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Herman D. Crow, C. A. Mantz, E. M. Rands, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 285, entitled "An act making it unlawful to sell, barter, or to give away to minors certain articles, providing penalties therefor, and repealing certain laws," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, Warren W. Tolman, E. M. Rands, Herman D. Crow, C. A. Mantz, and Geo. D. Schofield.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 239, entitled "An act providing that graduates at the law school of the University of Washington shall be admitted to practice law in all the courts, by the supreme court, without any examination, and declar-

ing an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended.

Your committee have made the following amendments:

Strike out the title, and insert in lieu thereof the following: "An act providing for the admission to practice law of graduates from the law school of the University of Washington."

Amend section 1, line 1, of the printed bill, by inserting after the word "Washington" the words "who shall have completed a full course of at least two years."

Amend section 1, line 2, of the printed bill, by striking out the words "at the bar."

Amend section 1, line 3, of the printed bill, by striking out the word "genuine."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Herman D. Crow, Stanley Hallett, Warren W. Tolman, Geo. D. Schofield, and C. A. Mantz.

On motion of Senator Hallett, the report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred Senate bill No. 228, entitled "An act providing for the protection of anadromous species of salmon," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

Amend the title by adding after the word "salmon" "and declaring an emergency."

In line 1 of the title, after the word "salmon" strike out the period (.) and insert a comma (,) therefor, and, as so amended, that the bill do pass.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: W. R. Moultray, Grant C. Angle, T. B. Sumner, E. M. Rands.

On motion of Senator Megler, the report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred Senate bill No. 229, entitled "An act to amend section 1657 of Ballinger's Annotated Codes and Statutes of Washington relating to revenue and taxation, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same pass with the following amendment:

In place of the proviso heretofore stricken by the Senate, after the word "abroad" in line 11, section 1, add the following: "Provided, That the ships or vessels registered in any custom house of the United

States within this state, which ships or vessels are used exclusively in trade between this state and any of the islands, districts, territories, states of the United States, or foreign countries, shall not be listed for the purposes of or subject to taxation in this state, such vessels not being deemed property within this state."

Respectfully submitted.

ED. S. HAMILTON, Chairman,

We concur in this report: Herman D. Crow, C. F. Clapp, E. Baumeister, Stanley Hallett.

On motion of Senator Schofield the report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 244, entitled "An act to amend section 5645 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Strike out the words "Sec. 3" and insert in lieu thereof the words "Sec. 2."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Geo. D. Schofield, Herman D. Crow, Warren W. Tolman, C. A. Mantz.

On motion of Senator Preston, the report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred substitute Senate bill No. 74, entitled "An act giving a preference right to upland owners to purchase adjoining tide or shore lands belonging to the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendments:

Amend the title by striking out the words "tide or."

Amend section 1, line 1 of the printed bill, by striking out the words "tide waters or."

Amend section 1, line 3 of the printed bill, by striking out the words "tide or."

Amend section 1, lines 3 and 4 of the printed bill, by striking out the words "at the price fixed by law or," and inserting in lieu thereof the word "at."

Amend section 1, line 4 of the printed bill, by striking out the word "has," and inserting the words "shall have" in lieu thereof.

Amend section 1, line 6 of the printed bill, by striking out the words "tide or."

Amend section 1, line 7 of the printed bill, by striking out the period after the word "improvement," and adding the words "or use."

Amend section 2, line 1 of the printed bill, by striking out the words "or lease."

Amend section 2, line 5 of the printed bill, by striking out the word "ninety," and inserting the word "thirty" in lieu thereof.

Amend section 3, line 2 of the printed bill, by striking out the words "or tide," and in the same line by striking out the words "or lease."

Amend section 3, line 4 of the printed bill, by striking out the word "ninety," and inserting the word "thirty" in lieu thereof.

Amend section 4, line 1 of the printed bill, by striking out the words "tide and."

Amend section 4, line 2 of the printed bill, by adding the prefix "re" to the word "appraised;" in the same line by inserting before the word "appraised," the words "have been heretofore;" in the same line by striking out the word "be," before the word "appraised;" and in the same line by striking out the words "of greater value," and inserting the words "at more or less than its true value."

Amend section 4, line 3 of the printed bill, by striking out the words "than that fixed by law," and in the same line by striking out the words "tide or."

Amend section 5, line 2 of the printed bill, by striking out the word "one," and inserting the words "citizen of the state" in lieu thereof; and in the same line, by striking out the words "and a citizen of the state."

Amend section 5, by adding thereto the following: "If he be a non-resident and his address unknown to the land commissioner, notice to him shall not be necessary or required."

Strike out section 6.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Herman D. Crow, Stanley Hallett, Warren W. Tolman, Geo. D. Schofield, C. A. Mantz.

On motion of Senator Andrews, the report was adopted.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 114, entitled "An act appropriating money for the payment of certain judgments against the State of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 4, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 118, entitled "An act amending section 7049 of Ballinger's Codes and Statutes of Washington, relating to kidnaping," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate memorial No. 10 has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The Senate resolved itself into a committee of the whole to consider Senate bill No. 264, making appropriations for the fiscal year ending March 31, 1903.

Senator Tolman was called to the chair.

On motion of Senator Megler, the committee, arose, reported progress, and asked permission to sit again at 2 o'clock P. M.

The report of the committee was adopted.

It was moved by Senator Herman D. Crow, that the Senate take a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Reser and Ruth, excused.

Senator Andrews moved that the Senate recede from the Senate amendment to House bill No. 201.

Senator Herman D. Grow moved as a substitute motion, that the Senate refuse to recede from the Senate amendment to House bill No. 201.

The motion carried.

On motion of Senator Andrews, the following Senators were appointed as a conference committee on House bill No. 201: Senators Andrews, Herman D. Crow, and Megler.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 212, entitled, "An act amending section 5919 of Ballinger's Annotated Codes and Statutes of Washington, relat-

ing to employe's liens," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted,

C. F. CLAPP, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

The speaker of the House has signed Senate memorial No. 10.

Also, Senate bill No. 114.

Also, Senate bill No. 118.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

Senate bill No. 48, entitled "An act for the relief of Spokane county, Washington," was read the third time and referred to the Engrossing Committee.

The report of the special committee to visit educational institutions was read. It was then moved by Senator Hamilton that the report be referred back to the committee.

The motion carried.

The Senate resolved itself into a committee of the whole to resume the consideration of Senate bill No. 264, with Senator Tolman in the chair.

The bill was considered in the committee of the whole, and reported back to the Senate with the recommendation that the bill be re-referred to the Appropriation Committee, with the following amendments:

Strike out all after the word "offices" in line 54, and insert in lieu thereof "and for the removal of the same."

Amend line 90 by striking out the word "commissioner," and insert the word "superintendent."

Amend line 125 by inserting after the word "fund" the words "for the state penitentiary."

Amend line 208 by making the total read "15,200," and line 209 be stricken.

Amend line 302 by inserting before the word "plant" the word "heating."

Add line "328 For insurance on buildings of the State Reform School, \$1,600."

Add line "329 For insurance on buildings of the Soldiers' Home, \$1,000."

That lines 210 to 214, inclusive, be given each one less number, and that a new line 214 be inserted, which shall read "out of the general fund."

Moved by Senator Hamilton that the Senate resolve itself into a committee of the whole to further consider Senate bill No. 264.

Senator Tolman in the chair.

The bill was considered in the committee of the whole, and the committee reported, recommending that the bill do pass as amended.

On motion of Senator Megler, the reading of the bill in the committee of the whole was considered the third reading, the rules suspended, the bill considered engrossed, and placed upon its final passage, and was passed by the following vote: Yeas 26, nays 5, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire — 26.

Those voting nay were: Senators Baker, Rands, Schofield, Sharp, and Warburton — 5.

Those absent or not voting were: Senators Ruth, Reser, and Tolman — 3.

On motion of Senator Warburton, the Senate adjourned until Friday, March 8, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTY-FOURTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Friday, March 8, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senators Reser and Wilshire, who were excused.

Rev. Mr. Hayes offered prayer.

On motion of Senator Stewart, the reading of yesterday's journal was dispensed with, and it was approved.

A petition was read from the Pacific Northwest Wool Growers' Association, relating to the payment of bounties for scalps of predatory animals.

Senate concurrent resolution No. 18, by Senator LeCrone, relating to printing of school code, was read and referred to the Committee on Printing.

The president signed Senate bill No. 28.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

The House has passed House bill No. 499, making appropriations for sundry civil expenses of the state government, etc.

Also, House joint resolution No. 23.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 48, entitled "An act authorizing the State Auditor to give Spokane county, Washington, credit on tax roll accounts for the years 1897 and 1898," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 28, entitled "An act relating to the death warrant, the contents thereof, the return of same, and fixing place of execution, and amending sections 6993 and 6995 of Ballinger's Annotated Codes and Statutes of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 8, entitled "An act to provide for appeals

from the Board of State Land Commissioners," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred Senate memorial No. 16, relating to the Alaska boundary, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

We concur in this report: L. B. Andrews and E. Baumeister.

OLYMPIA, WASH., February 28, 1901.

MR. PRESIDENT:

We, your Committee on Mines and Mining, to whom was referred Senate bill No. 216, entitled "An act to amend section 10 of an act entitled 'An act providing for the manner of locating and holding lode and placer mining claims, prescribing authority of mining districts,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

C. A. MANTZ, Chairman.

We concur in this report: A. S. Ruth, W. R. Moultray, J. J. Smith, and G. Garber.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 246, entitled "An act providing for the approval and certification of a codification of the laws in force of the State of Washington, and declaring the effect thereof," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended to-wit:

In section 2, line 3, of the printed bill, strike out the words "accepted and."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, Stanley Hallett, W. W. Wilshire, C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., March 7 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bills Nos. 60, 63, 73, 119, 198, 214, and 234, the same being "Acts providing for state wagon roads, and making appropriations therefor," etc., have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, J. G. Megler, Herman D. Crow, L. B. Andrews, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred Senate bill No. 93, entitled "An act authorizing the payment of indemnity for diseased animals destroyed by the order of the State Veterinary Surgeon, and making an appropriation for the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, J. G. Megler, Herman D. Crow, L. B. Andrews, W. P. Reser, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred Senate bill No. 261, entitled "An act making an appropriation for the purchase of a farm for the use of the Western Washington Hospital for the Insane," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, J. G. Megler, Herman D. Crow, L. B. Andrews, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred Senate bill No. 41, entitled "An act for the relief of persons contributing money for the completion of certain rooms in the State Normal School at New Whatcom, Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows :

Strike out all of the preamble and, as so amended, that the bill do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, J. G. Megler, Herman D. Crow, L. B. Andrews, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred Senate bill No. 201, entitled "An act providing for a wagon road beginning at the nearest practicable point to the intersection of Railroad avenue," etc., have had the same under consideration, and we respect-

fully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, J. G. Megler, Herman D. Crow, L. B. Andrews, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 272, entitled "An act to provide for the control, management and disposition of four sections of land granted to the State of Washington for the establishment and maintenance of a scientific school," etc. have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

Amend the title by striking out the emergency clause, and further amend the title by inserting after the word "appropriation" the words "for the erection and equipment of a chemistry building at the Agricultural College and School of Science."

Amend section 2 by striking out, in lines 7 and 8, the words "traveling expenses of the Regents of the Agricultural College and School of Science the sum of fifteen dollars each in full" and insert in lieu thereof the words "appraisers of the Land Commissioner's office."

Amend section 2 by inserting, after the word "service" in line 8, the words "and expenses."

In section 4, line 2, strike out the word "special." Same section, line 3, after the word "material" strike out the words "herein mentioned" and insert in lieu thereof the words "thereon belonging to the Agricultural College and School of Science."

Amend section 5 by substituting the following therefor: "There is hereby appropriated out of the scientific school fund, the sum of twenty-five thousand dollars, or such portion thereof as may be necessary to be expended under the direction of said board of regents for the following purposes, to-wit: The sum of twenty thousand dollars for the erection of a chemistry building and the sum of five thousand dollars for equipping the same, at the Agricultural College and School of Science: *Provided, however,* That no warrants shall be drawn at any time on said fund unless the cash is in said fund to pay the same."

Strike out section 6.

Strike out section 7.

And that, as so amended, the same do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. P. Sharp, J. G. Megler, Herman D. Crow, L. B. Andrews.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 267, entitled "An act to amend section 6355 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of estates of deceased persons, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, Herman D. Crow, E. M. Rands, Geo. D. Schofield, Warren W. Tolman.

The report was adopted,

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 268, entitled "An act to amend section 6141 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of administrators of the estates of deceased persons, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

In section 1, line 13, after the word "petition" insert the words "and found to be such by the court."

In the same section, line 26, after the word "petition" insert the words "and found to be such by the court."

In the same section, line 27, of the printed bill, strike out the period after the word "adminstrator" and insert a comma, and add the words "and in such event the commission and fee by the court allowed by law shall be divided between them."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Herman D. Crow, Geo. D. Schofield, Warren W. Tolman.

The report was adopted.

Senator Megler was called to the chair.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 97, entitled "An act to amend sections 6226, 6228 and 6246 of chapter VIII and sections 6337 and 6340 of chapter XI, of title XXXV, relating to probate law and procedure, of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit:

Strike out the title, and make a new title, as follows:

"An act relating to probate procedure and amending sections 6226, 6228, 6246, 6321, 6337, 6340 and 6110, of Ballinger's Annotated Codes and Statutes of Washington, relating to probate law and procedure."

Amend section 1, line 1, of the printed bill, by striking out all of the line after the figures "6226."

Amend section 1, line 2, of the printed bill, by striking out the numerals XXXV, and by inserting after the word "Washington" the words "relating to notice to creditors."

In section 1, line 4, of the printed bill, strike out the words "Notice to creditors."

In section 2, line 1, of the printed bill, strike out the balance of the line after the figures "6228."

In section 2, line 2, of the printed bill, after the word "Washington" insert the words "relating to claims, when barred."

In section 2, line 4, of the printed bill, strike out the words "claims barred in six months."

In section 3, line 1, of the printed bill, strike out the balance of the line after the numerals "6246."

In section 3, line 2, of the printed bill, strike out "chapter VIII of title XXXV," and after the word "Washington" insert the words "relating to notice on change of executor or administrator."

In section 3, line 4, of the printed bill, strike out the words "notice on change of executor or administrator."

In section 4, line 1, of the printed bill, strike out the balance of the line after the figures "6321."

In section 4, line 2, of the printed bill, strike out the words and numerals "chapter XI of title XXXV," and after the word "Washington" insert the words "relating to account of executor—proceedings on default of."

In section 4, line 4, of the printed bill, strike out the words "account of executor—proceedings on default of."

In section 5, line 1, of the printed bill, strike out the balance of the line after the figures 6337, except the word last "of."

In section 5, line 2, of the printed bill, after the word "Washington" insert the words "relating to payment of debts."

In section 5, line 4, strike out the words "payment of debts."

In section 6, line 1, of the printed bill, strike out all of the line after the figures 6340.

In section 6, line 2, of the printed bill, strike out the words and numerals "disposed of, of chapter XI of title XXXV."

In section 6, line 3, of the printed bill, after the word "Washington" insert the words "relating to claims not included in order for payment, how disposed of."

In section 6, line 4, of the printed bill, strike out the words "claims not included in order for payment, how disposed of."

In section 6, line 12, of the printed bill, strike out the word "three" and insert the word "six" in lieu thereof.

Add a new section, as follows:

"SEC. 7. That section 6110 of Ballinger's Annotated Codes and Statutes of Washington, relating to contest of will, be amended to read as follows: Sec. 6110. If any person interested in any will shall appear within six months after the probate or rejection thereof, and, by petition to the superior court having jurisdiction, contests the validity

of said will, or pray to have the will proven which has been rejected, he shall file a petition containing his objections and exceptions to said will, or to the rejection thereof. Issue shall be made up, tried and determined in said court respecting the competency of the deceased to make last will and testament, or respecting the execution by the deceased of such last will and testament under restraint or undue influence or fraudulent representation, or for any other cause affecting the validity of such will."

Add a new section, as follows:

"SEC. 8. The provisions of this act shall not apply to any proceeding pending at the time it shall go into effect in any court."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Warren W. Tolman, E. M. Rands, Geo. D. Schofield, Harold Preston, Stanley Hallett, and Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 248, entitled "An act granting rights-of-way to railroad companies over the lands of the State of Washington, and providing for the appraisal and disposition of the lands included within and used for such rights-of-way," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

In section 1, line 3, of the printed bill, strike out the word "the" before the word "extent" and insert the word "an" in lieu thereof; and in the same line strike out the word "of" after the word "extent" and insert the words "not exceeding" in lieu thereof.

In section 1, line 9, of the printed bill, strike out the words "or secure."

In section 1, line 13, of the printed bill, strike out the words "or secure."

In section 3, line 3, of the printed bill, strike out the word "tide" and the comma after the word "granted;" and in the same line strike out the words "or harbor line areas."

In section 3, line 7, of the printed bill, after the word "shall" insert the words "be the full market value thereof, but;" and in the same line put a period after the word "acre," and strike out the balance of the section.

In section 4, line 4, of the printed bill, after the word "same" insert the words "or to adjacent lands."

In section 4, line 9, of the printed bill, strike out the semicolon after the word "thereof" and insert a period in lieu thereof, and strike out the balance of the section and insert in lieu thereof the following: "That where said right-of-way affects the improvements of any person, other than owning said improvements or entitled thereto under existing law, the applicant for said right-of-way shall file with the Commissioner of Public Lands a valid release of damages, duly executed by such person or persons, or a certified copy of a judgment of a court of competent jurisdiction showing that the damages resulting to such person or persons, ascertained in accordance with existing law, has been made or paid into the registry of such court."

Amend section 5 by adding thereto the following: "The board of county commissioners of any county where the said right-of-way is situate shall be forthwith served with notice of the appraisalment. A copy of said appraisalment shall be forthwith filed with the board of county commissioners of any county in which the land is situated."

Strike out section 6 and make a new section as follows:

"SEC. 6. Within thirty days after the appraisalment of said lands, as aforesaid, the board of county commissioners of any county in which the right-of-way is situate, or any person, company or corporation, may appeal from the same to the Superior Court of the county in which the right-of-way affected by the appeal is situate; but if the applicant is the party appealing he or it must deposit the amount of the appraisalment in the registry of the court to which the appeal is taken. All appeals shall be heard and determined by the court *de novo*. The taking of an appeal shall not prevent the use of the land affected thereby for right-of-way purposes during the prosecution of the appeal. All costs on appeal shall be paid by the applicant."

Strike out sections 7, 8, 9, 10, 11, 12, 13 and 14.

Make a new section as follows:

"SEC. 7. That upon full payment of the value of such easement, ascertained as aforesaid, any future grant or lease by the state of the lands affected by said right-of-way shall be subject to the easement obtained under the provisions of this act."

Make a new section as follows:

"SEC. 8. Nothing contained in this act shall be deemed to in any way conflict with any existing laws of this state relating to the method by which railroad companies may acquire rights-of-way. No pending condemnation proceeding nor right claimed therein shall be affected in any way by the provisions of this act."

Make a new section as follows:

"SEC. 9. An emergency exists, and this act shall take effect immediately."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, Herman D. Crow, E. M. Rands, Geo. D. Schofield, Warren W. Tolman.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred Senate bill No. 110, entitled "An act for the relief of Mrs. J. H. Stahl, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred claim of S. Warburton, T. B. Sumner, C. A. Mantz, J. R. Welty, and G. H. Baker, members of special committee, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be allowed.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred claim of Bates Bros. Furniture Co., of eighty-five cents; the Olympia Hardware Company, \$23.25; A. J. Dodge, \$5.75; and Olympia Water Works, \$25.00; have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred substitute House bill No. 105, entitled "An act amending sections 5248, 5248a, 5249 and 5412 of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions from garnishment, attachment and execution," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended, to-wit :

Strike out the title, and insert a new title, as follows :

"An act amending section 5412 of Ballinger's Annotated Codes and Statutes of Washington, relating to exemption of wages."

Strike out all of the act after the enacting clause. Make a new section, as follows :

"Section 1. That section 5412 of Ballinger's Annotated Codes and Statutes of Washington, relating to exemption of wages, be amended to read as follows: Section 5412. Current wages or salary to the amount of one hundred dollars for personal services rendered by any person having a family dependent upon him for support shall be exempt from garnishment, and where it appears upon the trial, or by the answer of the garnishee, when not controverted as hereinbefore provided, that the garnishee is indebted to such defendant for such current wages or salary for an amount not exceeding one hundred dollars, the garnishee shall be discharged as to such indebtedness: *Provided*, That if the garnishment be founded upon a debt for actual necessities furnished to the defendant or his family, no exemption shall be allowed in excess of ten dollars per week for four consecutive weeks. The provisions of this section shall apply to actions in the superior court or before justices of the peace."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Herman D. Crow, E. M. Rands, Geo. D. Schofield, Warren W. Tolman.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 89, entitled "An act to provide when survivors or representatives of a deceased person may sue," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended, to-wit :

Strike out the title and insert a new title as follows:

"An act amending section 4828 of Ballinger's Annotated Codes and Statutes of Washington, relating to the recovery of damages for death caused by the wrongful act or neglect of another."

Strike out all of the bill after the enacting clause.

Make a new section as follows:

"SECTION 1. That section 4828 of Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: Sec. 4828. The widow, or widow and her children, or child or children if no widow, of a man killed in a duel, shall have a right of action against the person killing him, and against the seconds and all aiders and abettors. When the death of a person is caused by the wrongful act or neglect of another, his heirs or personal representatives may maintain an action for damages against the person causing the death; or when the death of a person is caused by an injury received in falling through any opening or defective place in any sidewalk, street, alley, square, or wharf, his heirs or personal representatives may maintain an action for damages against the person whose duty it was, at the time of the injury, to have kept in repair such sidewalk or other place. In every such action the jury may give such damages, pecuniary or exemplary, as under all circumstances of the case may to them seem just. The term 'heirs and personal representatives' used herein, shall be held to mean all relatives of the deceased, who, at the time of the death of the deceased, were actually dependent upon him for their support: *Provided, however,* That if a widow, or widow and child or children, or if no widow a child or children survive, the right of action shall be confined to such widow and children. A widow or minor child shall be deemed so dependent. All moneys so recovered shall be exempt from attachment or execution for any debt contracted by the plaintiff or plaintiffs prior to the time the right of action accrued."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Herman D. Crow, Warren W. Tolman, Stanley Hallett, W. W. Wilshire, Geo. D. Schofield, C. A. Mantz.

The report was adopted.

On motion of Senator Megler, House bill No. 89, as amended by the committee, was ordered printed.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Medicine, Surgery and Hygiene, to whom was referred House bill No. 369, entitled "An act regulating the practice of dentistry," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. J. SMITH, Chairman.

We concur in this report: S. M. LeCrone, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 293, entitled "An act to amend sections 26 and 27 of an act entitled 'An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, O. T. Cornwell, L. C. Crow, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 82, entitled "An act to provide for the selection and use of school text books and supplementary text books in the public schools of the State of Washington," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: D. E. Biggs, L. B. Andrews.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, a minority of your Committee on Education, to whom was referred House bill No. 82, entitled "An act to provide for the selection and use of school text books," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not pass.

O. T. CORNWELL,
L. C. CROW.

On motion of Senator Angle, the bill, with the reports, was placed on general file.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 232, entitled "An act relating to the election of school directors in cities of ten thousand inhabitants and over," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 1, line 8, of the printed bill, strike out the word "May" and insert the word "June" in lieu thereof.

In section 1, line 9, strike out the word "May" and insert the word "June" in lieu thereof.

In section 2, line 4, strike out the word "April" and insert the word "May" in lieu thereof.

The following is a House amendment:

In section 2, line 4, strike out the word "second" and insert the word "last" in lieu thereof.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. B. Andrews, D. E. Biggs, O. T. Cornwell, L. C. Crow.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 85, entitled "An act regulating contracts of life insurance," have had the same under consideration, and we respectfully report the same

back to the Senate with the recommendation that the same do pass as amended :

Amend section 1, line —, by striking out the word "two" and inserting in lieu thereof the word "three."

Strike out section 5 and insert in lieu thereof the following :

"SECTION 5. Every life insurance company, authorized to transact business in this state, conducted on the mutual plan or in which the policyholders share in the profits or surplus, shall, on all policies which provide for or permit a deferred dividend period, keep an individual account and furnish to each such policyholder an annual statement showing the accumulations on his policy ; the company shall, on its book, and in its annual statement to the insurance department, carry all such deferred accumulations as a liability to policyholders, to be used only for the purposes for which the same were accumulated. In determining the amount of surplus to be distributed, there shall be reserved an amount sufficient to meet the liability of the company for all pending death claims, together with an amount not less than the aggregate net value of all outstanding policies, said value to be computed by the American, or the actuaries' experience table of mortality, with interest not exceeding 3½ per cent. In case any company fails or refuses to comply with the provisions of this act, it shall be liable to the owner of the policy in an amount equal to fifty per cent. of the net value of the policy, or at the option of the owner, he may rescind the contract and recover from the company the full net value of the policy together with fifty per cent. of said net value in addition thereto. It shall be the duty of the Insurance Commissioner to revoke the license of any life insurance company failing to comply with the provisions of this section."

Add a new section as follows :

"SEC. 8. The provisions of this act shall not apply to fraternal beneficiary orders having a lodge system with ritualistic form of work, and representative form of government."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Herman D. Crow.

Recommended for general file: Geo. D. Schofield, Warren W. Tolman.

The committee appointed to visit the educational institutions recommended the following appropriations for the several educational institutions :

STATE UNIVERSITY.	
Maintenance.....	\$150,000 00
Science hall.....	60,000 00
Equipment of science hall.....	15,000 00
Heating plant.....	50,000 00
WHATCOM NORMAL SCHOOL.	
Maintenance.....	\$40,000 00
For completion of building, and building annex.....	45,000 00
Library.....	1,000 00
For campus.....	500 00
ELLENSBURG NORMAL SCHOOL.	
Maintenance.....	\$87,500 00
Library.....	1,000 00
Furnishing dormitory.....	2,000 00
Repair of building and heating plant.....	2,000 00
Training school.....	25,000 00

AGRICULTURAL COLLEGE.

Maintenance.....	\$65,000 00
Gymnasium.....	8,000 00
Sewer.....	4,000 00
Library.....	1,500 00
Boiler.....	2,500 00
Livestock.....	500 00

CHENEY NORMAL SCHOOL.

Maintenance.....	\$37,500 00
Heating plant.....	5,000 00
Library.....	1,000 00
Repair and furniture.....	2,000 00

COMMUNICATIONS FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, WASH., March 7, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bill:

Senate bill No. 102, entitled "An act relating to the powers of judges of the Superior Court of the State of Washington, and declaring an emergency."

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 6, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bills:

Senate bill No. 6, entitled "An act relating to the taxation of inheritances and providing for disposition of same."

Senate bill No. 96, entitled "An act for the relief of the grantees of B. Norman, holder of purchase contract No. 233," etc.

Senate bill No. 98, entitled "An act to amend section 3 of an act entitled 'An act to authorize counties, cities and towns to issue bonds,' " etc.

Senate bill No. 100, entitled "An act to amend section 4530 of Ballinger's Annotated Codes and Statutes of Washington in relation to acknowledgments.

Senate bill No. 42, entitled "An act changing the name of the town of Lewiston, Asotin county, Washington, to the town of Clarkston."

Senate bill No. 43, entitled "An act amending section 4563 of Ballinger's Annotated Codes and Statutes of Washington, relating to the satisfaction of mortgages."

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

REPORT OF COMMITTEE ON ENROLLED BILLS.

OLYMPIA, WASH., March 7, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 84, entitled "An act providing for the appointment, establishment and regulation of a board of examiners of plumbers," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

On motion of Senator Megler, the Senate receded from its amendment to House bill No. 51.

President McBride resumed the chair.

Senator Schofield moved that the vote whereby the Senate receded from the amendment to House bill No. 51, be reconsidered.

The motion carried.

On motion, the Senate failed to recede from the amendment to House bill No. 51.

The president appointed Senators Sharp, Cornwell and L. C. Crow as a conference committee on House bill No. 51.

The president signed Senate bill No. 84.

House bill No. 222, by Mr. Merritt : An act to create a state board of control and to provide for the government, control and maintenance of the Western Washington Hospital for the Insane, the Eastern Washington Hospital for the Insane, the State Penitentiary, the State Reform School, the State Soldiers' Home, and the State School for Defective Youth; repealing all laws in conflict with this act, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 286, by Mr. Rines : An act to prohibit the maintaining, conducting, operating, playing or using nickel-in-the-slot machines, or other devices of like character wherein enters the element of chance.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Public Morals.

House bill No. 294, by Mr. Dawes : An act for the protection of game animals, game birds and song birds, fixing penalty for

violations, providing for the appointment of game wardens and fixing their compensation.

The bill was read the first time ; and, upon motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Agriculture.

House bill No. 323, by Mr. Rosenhaupt : An act to amend section 1609 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the schedule of fees of officers, jurors, etc.

The bill was read the first time ; and, upon motion, the rules were suspended, the bill read the second time by title, and referred to the Committee on Judiciary.

House bill No. 357, by Mr. Fairchild : An act relating to fishing and the catching of salmon and other food fishes in the waters of the State of Washington, relating to powers and duties of Fish Commissioner, etc., and declaring an emergency.

The bill was read the first time ; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

House bill No. 499, by Appropriations Committee, making appropriations for certain civil expenses of the state government, etc.

The bill was read the first time ; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 8, 1901.

To the Honorable the Senate of the State of Washington :

GENTLEMEN—I have the honor to submit herewith an appointment made and not heretofore reported for confirmation :

STATE LIBRARIAN.

I. P. Callison, Esq., of Chehalis, Washington, appointed March 8, 1901, for the term ending March 8, 1905, *vice* Herbert Bashford Esq., term expired.

Respectfully submitted.

JOHN R. ROGERS, Governor.

On motion of Senator Land the appointment of I. P. Callison, of Chehalis, as State Librarian, was confirmed in open session, by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L.

C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—32.

Those absent or not voting were: Senators Reser and Wilshire—2.

ENGROSSED BILLS.

Senate bill No. 164, by Senator Hamilton, entitled "An act amending sections 21 and 58 of chapter LXXI of the Laws of 1897, relating to revenue, and declaring an emergency," was placed upon its final passage, and passed by the following vote: Yeas 23, nays 8, absent or not voting 3.

Those voting yea were: Senators Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow, L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Rands, Ruth, Schofield, Sumner, Tolman, and Welty—23.

Those voting nay were: Senators Andrews, Baker, Land, Preston, Sharp, Smith, Stewart, and Warburton—8.

Those absent or not voting were: Senators Moultray, Reser, and Wilshire—3.

On motion of Senator Hamilton, the title was amended by striking out the emergency clause therein.

Senate bill No. 185, by Senator Cornwell, entitled "An act to promote and protect the fruit growing and horticultural interests of the State of Washington; to provide for the appointment of commissioners of horticulture; to repeal certain laws in conflict therewith," was placed upon its final passage, and passed by the following vote: Yeas 22, nays 7, absent or not voting 5.

Those voting yea were: Senators Angle, Baker, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, and Warburton—22.

Those voting nay were: Senators Andrews, Biggs, Land, Preston, Smith, Tolman, and Welty—7.

Those absent or not voting were: Senators Clapp, Hammer, Mantz, Reser, and Wilshire—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Consent was given to Senator Hallett to present the following report :

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT :

We, your Committee on Public Morals, to whom was referred House bill No. 286, entitled "An act to prohibit the maintaining, conducting, operating, playing or using of nickel-in-the-slot machines," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be passed.

Respectfully submitted.

STANLEY HALLETT, Chairman.

We concur in this report: W. R. Moultray, C. L. Stewart.

The report was adopted.

Senator Hemrich moved that House bill No. 286 be made a special order for Monday afternoon at 3 o'clock.

Senator Preston moved as amendment to the motion that the bill be made a special order on Tuesday, March 12, at 3 o'clock P. M.

The amendment carried.

Senate bill No. 48, by Senator Herman D. Crow, entitled "An act for the relief of Spokane county, Washington," was placed upon its final passage, and was passed by the following vote: Yeas 32, nays 0, absent or not voting 2.

Those voting yea were: Senators Andrew, Angle, Baker, Baummeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—32.

Those absent or not voting were: Senators Reser and Wilshire—2.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Schofield, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of two o'clock, pursuant to adjournment.

The secretary called the roll; all members being present except Senators Hemrich, Reser and Wilshire, who were excused.

The following resolution was introduced by Senator Megler.

Resolved, That J. D. Hannegan be employed as assistant journal clerk; that each of the journal clerks shall work at least six hours on the journal.

The resolution was adopted.

MESSAGES FROM THE HOUSE.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 8.

Also, Senate bill No. 28.

Also, Senate bill No. 84.

Also, House bill No. 208.

Also, House bill No. 26.

Also, House bill No. 65.

Messrs. Lewis, Rich, and Goodwin have been appointed as a House conference committee on House bill No. 51.

The above bills are herewith transmitted.

E. D. COWEN, Chief Clerk.

The following committee report was presented out of order:

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred House bill No. 499, entitled "An act making appropriations for sundry civil expenses of the state government for the fiscal term beginning April 1, 1901, and ending March 31, 1903," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass with amendments to conform to Senate bill No. 264. Respectfully submitted. E. HAMMER, Chairman.

We concur in this report: J. G. Megler, J. P. Sharp, L. B. Andrews, Herman D. Crow, Ed. S. Hamilton, Oliver Hall, and D. E. Biggs.

The report was adopted.

On motion of Senator Hamilton, the Senate resolved itself into a committee of the whole to consider House bill No. 499, An act making appropriations for sundry civil expenses of the state government for the fiscal term beginning April 1, 1901, and ending March 31, 1903.

The bill was considered in the committee of the whole, Senator Tolman in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

Amend by adding after the words "revolving fund" the words "for the state penitentiary."

Amend by adding after the subdivision "the grain inspection fund" a new line with the words "out of the general fund."

Amend by striking out the words "for the state geological survey, \$5,000."

Amend by adding after "each" in subdivision "fish hatchery fund," the words "per year."

Amend by inserting after the words "For the State University," the following: "Science Hall, \$ — ; equipment, \$ — ; maintenance of power plant, \$ —."

On motion of Senator Moultray the report was adopted.

On motion of Senator Megler, the rules were suspended and the reading just had in the committee of the whole, was considered the third reading and the bill was placed upon its final passage and was passed by the following vote: Yeas 24; nays 4, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Sharp, Stewart, Sumner, and Wélty — 24.

Those voting nay were: Senators Biggs, Rands, Schofield, and Warburton — 4.

Those absent or not voting were: Senators Garber, Hemrich, Reser, Smith, Tolman, and Wilshire — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the rules were suspended, and all bills passed by the Senate were ordered transmitted immediately to the House.

On motion of Senator Hamilton, Senate bill No. 212, by Senator Hamilton, entitled "An act amending section 1, chapter XLIII of the Laws of 1897, page 55, relating to employes' liens," was re-referred to the Judiciary Committee.

GENERAL FILE.

The Senate resolved itself into a committee of the whole to consider the following Senate bills:

Senate bill No. 200, by Senator Hamilton, entitled "An act for the relief of the heirs at law of J. M. Vansycle and making an appropriation therefor."

Senate bill No. 179, by Senator Rands, entitled "An act for the relief of W. W. McCredie."

The bills were considered in the committee of the whole, Senator Warburton in the chair, and reported back to the Senate with the following recommendations: That Senate bill No. 200 do pass; that Senate bill No. 179 do pass.

On motion of Senator Hamilton, the report was adopted.

On motion of Senator Hamilton, the reading of Senate bill No. 200 in the committee of the whole was considered the third reading, the rules suspended, the bill considered engrossed, placed upon its final passage, and failed to pass by the following vote: Yeas 15, nays 8, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Davis, Hall, Hamilton, LeCrone, Mantz, Moultray, Preston, Ruth, Stewart, and Warburton—15.

Those voting nay were: Senators Baker, Crow Herman D., Hammer, Megler, Sharp, Smith, Tolman, and Welty—8.

Those absent or not voting were: Senators Clapp, Crow L. C., Garber, Hallett, Hemrich, Land, Rands, Reser, Schofield, Sumner, and Wilshire—11.

On motion of Senator Rands, the reading just had on Senate bill No. 179 in the committee of the whole, was considered the third reading, the rules suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Warburton, and Welty—25.

Those absent or not voting were: Senators Clapp, Crow L. C., Garber, Hemrich, Land, Reser, Sumner, Tolman, and Wilshire—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The president signed Senate bills Nos. 65, 26 and 208.

Senate bill No. 276, by Senator Hall, entitled "An act regulating fraternal beneficiary societies," was read the third time; the rules suspended, the bill considered engrossed, placed on its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow, Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, and Welty — 28.

Those absent or not voting were: Senators Hammer, Hemrich, Land, Reser, Sumner, and Wilshire — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 230, by Senator Hamilton, entitled "An act to vacate the plat of the N. E. $\frac{1}{4}$ and N. $\frac{1}{2}$, S. E. $\frac{1}{4}$, section 36, tp. 21 N., range 2 east of Willamette Meridian," was read the third time by sections.

On motion of Senator Megler, the preamble was stricken out.

The bill was referred to the Engrossing Committee.

Senate bill No. 218, by Senator Preston, entitled "An act in relation to garnishments in actions before justices of the peace," was read the third time by sections.

On motion of Senator Preston, sections 24 and 31 were stricken out.

On motion of Senator Preston, the rules were suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 24, nays 1, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Davis, Garber, Hall, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Welty — 24.

Senator L. C. Crow voted nay.

Those absent or not voting were: Senators Biggs, Crow Herman D., Hallett, Hemrich, Moultray, Reser, Sumner, Warburton, and Wilshire — 9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

The House has refused to concur in the Senate amendments to House bill No. 499, and ask that the Senate recede from the said amendments.

E. D. COWEN, Chief Clerk.

On motion of Senator Hamilton, the Senate refused to recede from Senate amendments to House bill No. 499.

The president appointed Senators Hammer, Hamilton, Hall, Preston and Mantz as a conference committee on House bill No. 499.

Senate bill No. 209, by Senator Hamilton, entitled "An act to create and provide means for the enforcement of a lien on steamers, vessels and boats, in favor of stevedores or others engaged in the stowing, loading or unloading of cargo, or performing services connected therewith, in, from, at or about steamers, vessels and boats," was read the third time by sections.

Senator Preston moved to amend section 3 of the printed bill by striking the words "in admiralty" where occurring, and in line 2, strike the word "like" before the word proceeding.

The motion carried.

Senator Hamilton moved to amend section 3 of the printed bill by striking the proviso, line 2, after the word "provided."

The motion carried.

Senator Preston moved to amend section 2 of the printed bill, as follows: Insert in section 2, line 5, after the word "Washington," the words "to which said demands the lien hereby provided shall be sub-ordinate."

The motion carried.

The bill was referred to the Engrossing Committee.

Senator Megler was called to the chair.

Senate bill No. 211, by Senator Rands, entitled "An act to amend section 1563 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of counties," was read the third time, and referred to Engrossing Committee.

Senate bill No. 235, by Senator Ruth, entitled "An act amending sections 3773, 3774, 3775, 3776, 3777, 3778 and 3779 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to establishing and opening public roads, and declaring an emergency," was read the third time by sections.

Senator Ruth moved to amend by striking section 1, of the printed bill; and by striking in the title the numbers "3773" and the words "of the state."

The motion carried.

Senator Mantz moved that section 2, of the printed bill be stricken.

The motion was lost.

Senator Baker moved that section 8 be stricken, and that emergency be stricken in the title.

The motion carried.

The bill was referred to the Engrossing Committee.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 230, entitled "An act to vacate the plat of the NE. $\frac{1}{4}$ and N. $\frac{1}{4}$, SE. $\frac{1}{4}$, section 36, township 21 N., range 2 east of Willamette Meridian," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

The House has passed House joint memorial No. 9, relating to a site for a Soldiers' Home near Coeur d'Alene lake, etc.

Also, House joint memorial No. 11, relating to grazing on forest reserves.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

Senate bill No. 230, by Senator Hamilton, entitled "An act to vacate the plat of the N. E. $\frac{1}{4}$ and N. $\frac{1}{2}$, S. E. $\frac{1}{4}$ section 36, tp. 21 N., range 2 east of Willamette Meridian," was placed upon its final passage, and was passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—29.

Those absent or not voting were: Senators Andrews, Angle, Hemrich, Reser, and Wilshire—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 204, by Senator Welty, entitled "An act authorizing county commissioners to grant to persons, com-

panies or corporations the right to build and maintain tram roads on the public highways, and declaring 'an emergency,' was read the third time by sections.

Senator Preston moved to amend the bill as follows : Amend section 2, of the printed bill, by striking out the present proviso and inserting in lieu thereof the following : "*Provided, That nothing contained in this act shall be construed to prevent county commissioners from granting franchises for electric railways upon public highways.*"

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 222, by Senator Ruth, entitled "An act relating to county surveyors," was read the third time by sections.

Senator Mantz moved that section 1, of the printed bill, be stricken out.

The motion carried.

On motion of Senator Welty, the bill was indefinitely postponed.

J. D. Hannigan was sworn in as assistant journal clerk.

On motion of Senator Davis, the Senate adjourned at 5 o'clock P. M., until Saturday, March 9, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTY-FIFTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Saturday, March 9, 1901, }
10 o'clock A. M.

The president called the Senate to order at the hour of ten o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Cornwell, Hemrich, Reser, Warburton, and Wilshire, who were excused.

Rev. Mr. Hayes offered prayer.

On motion of Senator Baker, the reading of the journal was dispensed with and it was approved.

A petition from the Washington Society of Sons of American Revolution, relating to the passage of House bill No. 228, in reference to desecration of the American flag, was read and referred to the Judiciary Committee.

House joint memorial No. 9, by Mr. Buck, relating to a site for a soldiers' home, was read and referred to the Committee on Memorials.

House joint memorial No. 11, by Mr. McCoy, relating to grazing on forest reserves, was read and referred to the Committee on Memorials.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 251, entitled "An act authorizing cities and towns to contract for power, electric current, water supply and heat," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do not pass.

WARREN W. TOLMAN, Chairman.

We concur in this report: J. R. Welty, C. A. Mantz, E. M. Rands, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred Senate bill No. 252, entitled "An act authorizing cities and towns to lease and sell municipal property," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. WARREN W. TOLMAN, Chairman.

We concur in this report: E. M. Rands, Geo. D. Schofield.

We, a minority of your committee, recommend that the bill do not pass.

J. R. WELTY,
C. A. MANTZ.

On motion of Senator Mantz, the bill with both reports were placed on general file.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Elections and Privileges, to whom was referred Senate bill No. 258, entitled "An act defining and regulating

nominations of candidates for office and providing for their election," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

L. C. CROW, Chairman.

We concur in this report: J. P. Sharp, Paul Land, Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Printing, to whom was referred Senate concurrent resolution No. 18, relating to printing school codes and biennial report of State Superintendent, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the State Superintendent of Public Instruction be authorized to have printed, under direction of the State Printing Board, 12,000 copies of the school code as amended, and 3,000 copies of the last biennial report of the State Superintendent.

Respectfully submitted.

GRANT C. ANGLE, Chairman.

We concur in this report: Paul Land, S. M. LeCrone, J. J. Smith, E. Hammer.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 137, entitled "An act repealing chapter LIX, Session Laws of 1899, same being an act entitled 'An act relating to the law of libel and providing for opportunity of retraction of libel,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

We concur in this report: Geo. D. Schofield, C. A. Mantz, E. M. Rands, Warren W. Tolman.

We, a minority of your Committee on Judiciary, do recommend that House bill No. 137 be indefinitely postponed.

HERMAN D. CROW.

HAROLD PRESTON.

On motion of Senator Schofield, the bill with both reports were placed on general file.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 296, entitled "An act repealing sections 6580, 6581, 6582, 6583, 6584, and 6585 of Ballinger's Annotated Codes and Statutes of Washington," etc., have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass.

Respectfully submitted.

We concur in this report: Geo. D. Schofield, Herman D. Crow, C. A. Mantz, E. M. Rands, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred House bill No. 13, entitled "An act relating to revenue and taxation," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Line 18 of subdivision 4, strike out the word "wholly" and insert in lieu thereof the words "in whole or in part."

Strike out subdivision 8.

Respectfully submitted.

ED. S. HAMILTON, Chairman.

We concur in this report: Stanley Hallett, Herman D. Crow, E. Baumeister, C. F. Clapp.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Elections and Privileges, to whom was referred House bill No. 145, entitled "An act to define the qualifications of voters at elections held to determine whether any indebtedness shall be incurred by any county, town or road district, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

L. C. CROW, Chairman.

We concur in this report: J. P. Sharp, Paul Land, Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Elections and Privileges, to whom was referred House bill No. 223, entitled "An act relating to the intimidating or bribing of voters, and amending section 7420 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Amend section 1, line 8, of the printed bill, by striking out the word "exceeding," and inserting in lieu thereof the words "less than one hundred nor more than."

Section 1, line 9, after the word "not" and before the word "more" insert the following, "less than one year nor."

Respectfully submitted.

L. C. CROW, Chairman.

We concur in this report: J. P. Sharp, Paul Land, and Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT:

We, your Committee on Fisheries, to whom was referred House bill No. 63, entitled "An act prohibiting the maintenance or construction or use of fish traps or other fixed appliances in the waters of Gray's Har-

bor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: E. M. Rands, T. B. Sumner, W. R. Moultray.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

I, a minority of your Committee on Fisheries, to whom was referred House bill No. 63, entitled "An act prohibiting the maintenance or construction or use of fish traps in the waters of Gray's Harbor," etc., have had the same under consideration, and respectfully report the same back to the Senate with the recommendation that the same do not pass.

Respectfully submitted.

GRANT C. ANGLE.

On motion of Senator Angle, the bill, with both reports, were placed on general file.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

Messrs. Wilson, Falknor, Tucker, Harrison, and C. G. Brown, have been appointed as a House conference committee on House bill No. 499.

The House has passed Senate substitute bill No. 82.

Also, Senate bill No. 166.

Senate bill No. 70, has been amended as follows: In line 3, section 3, of the original bill, insert after the word "shall" the words "upon conviction thereof."

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

COMMUNICATIONS FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,

OLYMPIA, March 7, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bills:

Senate bill No. 114, entitled "An act appropriating money for the payment of certain judgments against the State of Washington."

Senate bill No. 118, entitled "An act amending section 7049 of Ballinger's Codes and Statutes of Washington, relating to kidnaping."

Yours respectfully,

J. H. PELLETIER,

Governor's Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 8, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bills:

Senate bill No. 8, entitled "An act to provide for appeals from the Board of State Land Commissioners."

Senate bill No. 28, entitled "An act relating to the death warrant, the contents thereof," etc.

Senate bill No. 84, entitled "An act providing for the appointment, establishment and regulation of a board of examiners of plumbers," etc.

Yours respectfully,

J. H. PELLETIER.

Governor's Private Secretary.

On motion of Senator Land, the Senate concurred in House amendments to Senate bill No. 70.

INTRODUCTION OF BILLS.

House concurrent resolution No. 23, by Mr. McCoy, relating to demise of James Urquhart, was read, and upon motion of Senator Andrews, adopted.

GENERAL FILE.

On motion of Senator Mantz, Senate bill No. 90, by Senator Cornwell, entitled "An act amending sections 1 and 2 of an act entitled 'An act regulating common carriers, fixing maximum railroad freight rates in the State of Washington, prohibiting discrimination by railroad common carriers in the matter of such rates and of facilities for shipment,'" etc., was made a special order for Monday, March 11, 1901, at 2:15 o'clock p. m.

Senate bill No. 95, by Senator Hall, entitled "An act authorizing the board of regents of the State Agricultural College and School of Science to withdraw from sale lands set apart for the use and support," etc., was read the third time, the rules suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 19, nays 4, absent or not voting 11.

Those voting yea were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Land, LeCrone, Mantz, Megler, Ruth, Stewart, Sumner, and Tolman—19.

Those voting nay were: Senators Angle, Preston, Sharp, and Welty—4.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hammer, Hemrich, Moultray, Rands, Reser, Schofield, Smith, Warburton, and Wilshire—11.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 228, by Senator Megler, entitled "An act providing for the protection of anadromous species of salmon," was read the third time by sections.

Senator Mantz moved that section 2 of the printed bill be stricken out.

The motion was lost.

On motion of Senator Megler, the emergency clause was stricken out and title amended in accordance therewith.

On motion of Senator Megler the rules were suspended, the bill considered engrossed, placed upon its final passage and was passed by the following vote: Yeas 18, nays 7, absent or not voting 9.

Those voting yea were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hallett, Hamilton, Land, LeCrone, Megler, Moultray, Rands, Schofield, Stewart, and Sumner—18.

Those voting nay were: Senators Hall, Mantz, Preston, Ruth, Sharp, Tolman, and Welty—7.

Those absent or not voting were: Senators Angle, Cornwell, Crow L. C., Hammer, Hemrich, Reser, Smith, Warburton, and Wilshire—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 236, by Senator Hamilton, entitled: "An act amending section 40 of an act relating to public lands of the state, being chapter 89 of the Laws of 1897, approved March 16, 1897," etc., was read the third time, the rules suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Welty—24.

Those absent or not voting were: Senators Baker, Cornwell, Crow L. C., Hammer, Hemrich, Preston, Reser, Smith, Warburton, and Wilshire—10.

The emergency clause passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, and Welty—24.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hammer, Hemrich, Mantz, Preston, Reser, Smith, Warburton, and Wilshire—10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 229, by Senator Schofield, entitled "An act to amend section 1657 of Ballinger's Code," was read the third time by sections.

Senator Mantz moved to amend section 1 of the printed bill by striking, after the word "abroad," in line 11, all of the section to and including the word "state," in line 16.

The motion was lost.

On motion of Senator Schofield, the emergency clause was stricken from the bill and the title.

On motion of Senator Schofield, the rules were suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 21, nays 5, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Hall, Hamilton, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, and Welty—21.

Those voting nay were: Senators Garber, Hallet, Mantz, Preston, and Tolman—5.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hammer, Hemrich, Reser, Smith, Warburton, and Wilshire—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 244, by Senator Preston, entitled "An act to amend section 5645 of Ballinger's Annotated Codes and Statutes

of Washington," was read the third time, the rules suspended, the bill considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Schofield, Sharp, Stewart, Sumner, Tolman, and Welty—25.

Senator Ruth voted nay.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hammer, Hemrich, Reser, Smith, Warburton, and Wilshire—8.

The emergency clause passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Garber, Hallett, Hamilton, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Schofield, Sharp, Stewart, Sumner, Tolman, and Welty—24.

Those absent or not voting were: Senators Cornwell, Crow L. C., Hall, Hammer, Hemrich, Reser, Ruth, Smith, Warburton, and Wilshire—10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

The House has passed House bill No. 442, amending the Code of Public Instruction.

Also, House bill No. 231, "An act to regulate the sale of illuminating oils," etc.

Also, Senate bill No. 224, authorizing any county in the state to join with any city of the first, second or third class in such county, in paying for the construction of any bridge, etc.

Also, House bill No. 337, defining the larceny of salmon, etc.

Also, House bill No. 234, relating to the election and appointment of officers in cities of the first class, etc.

Also, House bill No. 24, An act amending section 4756 of Ballinger's Codes.

Also, House bill No. 305, An act for the relief of Capt. H. Roeder.

Also, House bill No. 377, An act for the platting of small tracts of land.

Also, House bill No. 376, An act for the meeting of county boards of equalization.

Also, House bill No. 380, An act for the protection of trees and shrubs in highways, etc.

Also, House bill No. 270, An act for recovery of damages for trespassing of domestic animals.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 209, entitled "An act to create and provide means for the enforcement of a lien on steamers," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 204, entitled "An act authorizing county commissioners to grant to persons, companies or corporations the right to build and maintain tram-roads upon the public highways, and declaring an emergency," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 211, entitled "An act to amend section 1563 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of counties," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

On motion of Senator Baker, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock, pursuant to adjournment.

The secretary called the roll, all members being present except Senators Andrews, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Mantz, Megler, Moultray, Rands, Schofield, Sharp, Smith, Sumner, and Senators Biggs, Cornwell, Hammer, Hemrich, Reser, Warburton, and Wilshire, who were excused.

There not being a quorum present, on motion of Senator Hamilton, the Senate adjourned until Monday, March 11, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTY-SEVENTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Monday, March 11, 1901, }
10 o'clock A. M. }

President McBride called the Senate to order at the hour of 10 o'clock A. M. pursuant to adjournment.

The secretary called the roll, all members being present except Senators Hamilton, Hammer, Hemrich, Land, and Reser, who were excused.

Rev. Mr. Sawin offered prayer.

On motion of Senator Andrews, the reading of Saturday's journal was dispensed with and it was approved.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 70, entitled "An act to regulate and limit the hours of employment of females in any mechanical or mercantile establishment," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 70.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 166, entitled "An act authorizing cities of the first class to purchase or set apart lands for the purposes of public libraries," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 166.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 82, entitled "An act requiring horse-shoers in cities of first, second and third classes in this state to pass an examination," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 82.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT :

We, your Committee on Commerce, to whom was referred substitute for House bill No. 246, entitled "An act to regulate and license marine insurance agents or brokers in this state, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pas as amended, to-wit:

After section 5, insert a new section, as follows:

"SEC. 6. Any agent or broker through whom, in whole or in part, any insurance company, association, individual or individuals shall issue or deliver any policy of insurance, shall be deemed an agent of such company, association, individual or individuals, for the purpose of service of process in any action brought on said policy in the courts of this state or the courts of the United States therein. And any company, association, individual or individuals issuing or delivering a policy of marine insurance through any agent or broker in this state shall be deemed by the act of issuing such policy to have appointed such agent or broker its, his or their agent for the purpose of receiving service of process in any suit or action brought on said policy in the courts of this state or of the United States therein."

Re-number the following sections, so that section 6 will be section 7, and section 7 will be section 8.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. C. Crow, L. B. Andrews.

The report was adopted.

OLYMPIA, WASH., March 8, 1901.

MR. PRESIDENT :

We, your Committee on Elections and Privileges, to whom was referred House bill No. 338, entitled "An act declaring the qualification of voters, and governing the registration of voters, and amending sections 1445, 1455, 1456, 1454, and 1393, of Ballinger's Annotated Codes and

Statutes of Washington," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments :

In line 2, of the title, of the printed bill, after the figures "1454" insert the following "1393, 1391."

In the same line of the title strike out the figures "1393" and insert the figures "1373" in lieu thereof.

Section 4, line 8, of the printed bill, strike out the word "writing" and insert the word "speaking" in lieu thereof.

Section 4, line 10, strike out the word "writing" and insert the word "speaking."

Section 6, line 11, strike out the word "write" and insert the word "speak."

Respectfully submitted.

L. C. Crow, Chairman.

We concur in this report : J. P. Sharp, Paul Land, Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 341, entitled "An act extending the right of eminent domain to water power companies, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file as amended.

In section 1, line 1, of the printed bill, after the word "domain" insert the words "for the purpose of appropriating real estate."

Respectfully submitted.

We concur in this report : Harold Preston, Warren W. Tolman, C. A. Mantz, Stanley Hallett, Herman D. Crow, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT :

We, your Committee on State, Granted, School and Tide Lands, to whom was referred Senate bill No. 263, entitled "An act to provide for a survey of the tide and shore lands on the Columbia river in front of the city of Vancouver," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report : Ed. S. Hamilton, Lincoln Davis, Harold Preston, J. R. Welty, Oliver Hall and C. F. Clapp.

The report was adopted.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT :

We, your Committee on Conference, to whom was referred House bill No. 201, entitled "An act providing for the erection of a monument to the dead soldiers of the Washington Volunteers, and making an appro-

priation thereof, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the committee be granted the powers of a free conference committee.

Respectfully submitted. L. B. ANDREWS, Chairman.

We concur in this report: Ralph L. Philbrick, H. D. Merritt, Z. B. Rawson, for the House; J. G. Megler and Herman D. Crow, for the Senate.

The report was adopted.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

We, your committee on free conference, to whom was referred House bill No. 201, entitled "An act providing for the erection of a monument to the dead soldiers of the Washington Volunteers, and making an appropriation therefor, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the Senate recede from its amendments in section 1, lines 2 and 3.

We recommend that section 2, line 3, be amended by striking out the words "five thousand" and inserting "twenty five hundred."

We recommend that the preamble be stricken out.

Respectfully submitted. L. B. ANDREWS, Chairman.

We concur in this report: Ralph L. Philbrick, H. D. Merritt, Z. B. Rawson, for the House; J. G. Megler, Herman D. Crow, for the Senate.

The report of the free conference committee was adopted by the following vote: Yeas 21, nays 3, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Hall, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, Welty, and Wilshire — 21.

Those voting nay were: Senators Crow L. C., Garber, and Hallett — 3.

Those absent or not voting were: Senators Baker, Biggs, Hamilton, Hammer, Hemrich, Land, LeCrone, Rands, Reser, and Stewart — 10.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

The House has passed House bill No. 163, for obtaining an expression of the people as to their choice for United States Senator.

Also, House bill No. 242, repealing chapter 159 of the code.

Also, House bill No. 370, relating to false pretense, etc.

Also, House bill No. 333, appropriating \$500 for the Dairymen's Association.

Also, House bill No. 133, relating to lode and placer claims, etc.

Also, House bill No. 328, relating to assessment for local improvements, etc.

Also, House bill No. 458, substitute for House bill Nos. 5, 7, 28, 38, 71, 72, 189, 190, 216 and 330, An act providing for the construction of fish hatcheries.

Also, House bill No. 320, An act relating to the formation of corporations.

Also, House bill No. 417, relating to cemeteries and burial places.

Also, House bill No. 394, relating to school teachers who violate their contracts for teaching.

Also, House bill No. 356, relating to the survey, management, etc., of state land, etc.

Also, House bill No. 416, providing for the preservation of testimony of witnesses.

Also, House bill No. 257, amending the Code of Public Instruction, etc.

Also, House bill No. 129, relating to the Pan-American Exposition.

Also, House bill No. 412, providing for the acquirement of land belonging to the Whitman Mission, etc.

Also, House bill No. 12, increasing the number of judges of the Supreme Court, etc.

Also, House bill No. 405, for the relief of county officers, clerks and deputies, etc.

Also, House bill No. 418, relating to lode and placer mining claims.

Also, House bill No. 203, relating to artesian wells, etc.

Also, Senate bill No. 13.

Also, House bill No. 475, An act providing for the levy and collection of road poll and property tax, etc.

Also, Senate bill No. 166.

Also, Senate bill No. 70.

Also, Senate bill No. 82.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

House bill No. 214, by Mr. Comstock : An act amending section 4756 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title; and referred to the Committee on Judiciary.

House bill No. 305, by Mr. Fairchild: An act for the relief of Capt. Henry Roeder.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Claims and Auditing.

House bill No. 377, by Mr. Jones: An act to provide for the surveying and platting of irregular tracts or lots of land, etc.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 356, by the Committee on State, School and Granted Lands: An act to amend sections 2130, 2145 and 2143 of Ballinger's Annotated Codes and Statutes of Washington, relating to selection, survey, etc., of tide, oyster and other lands, etc., and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on State, School, Granted and Tide Lands.

House bill No. 380, by Mr. Gorham: An act to protect trees, shrubs, etc., and providing a penalty therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Roads and Bridges.

House bill No. 270, by Mr. Rawson: An act providing for the recovery of damages for trespass of domestic animals, etc.

The bill was read the first time; and, on motion, the rules were suspended; the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 416, by Mr. Ulmer: An act providing for the preservation of testimony of witnesses.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 417, by Mr. Stocking: An act relating to cemeteries and burial places.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

House bill No. 257, by Mr. Rich: An act to amend section 11, Code of Public Instruction, etc., and repealing conflicting laws.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

House bill No. 394, by Mr. Gorham: An act relating to school teachers who violate their contracts for teaching.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 337, by Mr. Fairchild: An act defining the crime of larceny of salmon and food fishes, etc., and prescribing a penalty therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

House bill No. 234, by Mr. Gunderson: An act relating to the election and appointment of officers in cities and towns of the fourth class, etc.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 442, by Committee on Education, (substitute for House bills Nos. 45, 159, 165, 205, and 224): An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Education.

House bill No. 231, by Mr. Rawson: An act regulating the sale of illuminating oils in this state.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Mines and Mining.

House bill No. 242, by Mr. Bush: An act to repeal chapter 159 of the Code of Washington of 1881.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

Substitute House bill No. 163: An act to obtain an expression of the people as to their choice for United States Senator.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 370, by Mr. Gorham: An act relating to false pretense and amending section 7165 of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 328, by Mr. Philbrick: An act to amend section 943, chapter 10 of Ballinger's Annotated Codes and Statutes of Washington, relating to assessments for local improvements in cities of the third class.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 133, by Mr. Gorham: An act to repeal section 9 of an act providing for the manner of locating and holding lode and placer mining claims, etc.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Mines and Mining.

House bill No. 333, by Mr. Morgan: An act appropriating \$500 for use of the Washington State Dairymen's Association.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 320, by Mr. York: An act relating to the formation of corporations and amendments to articles of incorporation, and amending section 4251 of Ballinger's Annotated Codes and Statutes of Washington, etc.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Corporations other than Municipal.

House bill No. 376, by Mr. Jones: An act to provide for notices of assessment and of the time and place of meeting of the county board of equalization.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Public Revenue and Taxation.

House bill No. 458, substitute for House bills Nos. 5, 7, 28, 38, 71, 72, 189, 190, 216 and 330, by Committee on Fisheries: An act providing for the construction of fish hatcheries and making an appropriation therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

House bill No. 203, by Mr. Rich: An act in relation to artesian wells and regulating the flow of water therefrom, and providing a penalty for the violation thereof.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Agriculture.

House bill No. 12, by Mr. Falknor: An act increasing the number of judges of the Superior Court of the State of Washington, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 405, by Mr. Fairchild: An act for the relief of county officers, their clerks and deputies in certain counties of the State of Washington.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 129, by Mr. Ehrlich: An act to provide for the collection, exhibition and maintenance of the products of the State of Washington at the Pan American Exposition at Buffalo, N. Y., and making an appropriation therefor."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 418, by Mr. Waters: An act to amend section 10 of an act entitled "An act providing for the manner of locating and holding lode and placer mining claims, and prescribing authority of mining districts."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Mines and Mining.

House bill No. 475, by Joint Committee of House and Senate: An act providing for the levy, and manner of collection, of road, poll and property taxes, the manner of expenditure thereof, and to provide for elections to adopt the system herein provided, and to repeal all laws inconsistent herewith.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 412, by Mr. Geyer: An act to provide for the acquirement, management and control by the State of Washington of grounds surrounding and including what was the Whitman mission, and where now stands Whitman monument.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

On motion of Senator Mantz, House bill No. 50 was taken from the Committee on Mines and Mining and referred to the Committee on Judiciary.

GENERAL FILE.

Senator Ruth moved that Senate bill No. 204, by Senator Welty, entitled "An act authorizing county commissioners to grant to persons, companies or corporations the right to build and maintain tram roads upon the public highways, and declaring an emergency," be indefinitely postponed.

On motion of Senator Moultray the bill passed over until tomorrow morning.

Substitute for Senate bill No. 74, by Committee on State Granted, School and Tide Lands, entitled "An act giving a preference right to upland owners to purchase adjoining tide or shore lands belonging to the State of Washington, was read the third time by sections.

On motion of Senator Schofield, the following amendments were adopted:

Amend the bill by inserting wherever stricken by the Judiciary Committee the words "tide waters or," "or tide," and "tide or."

Amend section 1, line 1, of the printed bill, by inserting between the words "the" and "shore" the words "tide and."

Amend the title by inserting between the words "adjoining" and "shore" the words "tide or."

The bill was referred to the Engrossing Committee.

Senate memorial No. 16, by Senator Welty, relating to Alaska boundary, was read the third time, the rules were suspended, the memorial considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 21, nays 1, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Mantz, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, and Welty—21.

Senator Warburton voted nay.

Those absent or not voting were: Senators Biggs, Cornwell, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Reser, Stewart, Sumner, and Wilshire—12.

On motion of Senator Herman D. Crow, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Hamilton, Hammer and Reser, who were excused.

GENERAL FILE.

Time having arrived for consideration of Senate bill No. 90, by Senator Cornwell, entitled "An act amending sections 1 and 2 of an act entitled 'An act regulating common carriers, fixing maximum railroad freight rates in the State of Washington, prohibiting discrimination by railroad common carriers in the matter of such rates and of facilities for shipment, etc.," it having been made a special order for 2:15 P. M., the bill was read the third time by sections.

Upon motion of Senator Cornwell, the rules were suspended, the bill considered engrossed, placed upon its final passage, and failed to pass by the following vote: Yeas 14, nays 16, absent or not voting 4.

Those voting yea were: Senators Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Land, Mantz, Preston, Sharp, Tolman, and Welty—14.

Those voting nay were: Senators Andrews, Baker, Biggs, Clapp, Davis, Hemrich, LeCrone, Megler, Moultray, Rands, Ruth, Smith, Stewart, Sumner, Warburton, and Wilshire—16.

Those absent or not voting were: Senators Hamilton, Hammer, Reser, and Schofield—4.

Senator Megler, president *pro tem.*, was called to the chair.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

The House has adopted the report of the free conference committee on House bill No. 201.

The House has adopted the report of the free conference committee on House bill No. 408 (same as Senate bill No. 117), concurring in the Senate amendments in line 9, section 1, and lines 4 and 8, in section 2.

The House has passed House bill No. 467, relating to the lease of right to build and maintain wharves, etc.

Also, House bill No. 447, authorizing the Governor and Land Commissioner to convey certain tide lands, etc.

Also, House bill No. 233, fixing the fees of county clerks in probate courts.

Also, House concurrent resolution No. 22, relating to the lease and removal of state property at the capitol.

Also, House bill No. 437, relating to soldier's home, etc.

Also, House bill No. 427, relating to natural oyster beds, etc.

Also, House bill No. 439, to prevent the setting of traps within the limits of cities, etc.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,

OLYMPIA, March 11, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bills:

Senate bill No. 70, entitled "An act to regulate and limit the hours of employment of females in any mechanical or mercantile establishments," etc.

Senate bill No. 82, entitled "An act requiring horseshoers, in cities of the first class, etc., to pass an examination," etc.

Senate bill No. 166, entitled "An act authorizing cities of the first class to purchase or set apart lands for the purposes of public libraries," etc.

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 235, entitled "An act amending sections 3774, 3775, 3776, 3777, 3778 and 3779, of Ballinger's Annotated Codes and Statutes of Washington, relating to establishing and opening public roads," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 74, entitled "An act giving a preference right to upland owners to purchase adjoining tide or shore lands belonging to the State of Washington," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

Senate bill No. 216, by Senator Hall, entitled "An act to amend section 10 of an act entitled 'An act providing for the manner of locating and holding lode and placer mining claims, prescribing authority of mining districts,'" was read the third time by sections.

On motion of Senator Hall, the title was amended by adding the words "approved March 8, 1899, and declaring an emergency."

On motion of Senator Hall the rules were suspended, the bill was considered engrossed, placed upon its final passage, and was passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—27.

Those absent or not voting were: Senators Baker, Clapp, Cornwell, Hamilton, Hammer, LeCrone, and Reser—7.

The emergency clause passed by the following vote: Yeas, 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—27.

Those absent or not voting were: Senators Clapp, Cornwell, Hall, Hamilton, Hammer, LeCrone, and Reser—7.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The president resumed the chair.

Senate bill No. 246, by Senator Wilshire, by request, entitled "An act providing for the approval and certification of a codification of the laws in force of the State of Washington and declaring the effect thereof," was read the third time by sections.

On motion of Senator Wilshire, the following amendments to the bill were adopted: In section 1, line 2, of the printed bill, strike out the words "three judges of" and insert the words "a committee of three attorneys-at-law appointed by" in lieu thereof. In section 1, line 2, of the printed bill, insert between the words "court" and "for" the words "to serve without compensation." In section 1, line 3, of the printed bill, strike out first word "shall," and insert between the words "and" and "they" the word "after." In section 1, line 3, of the printed bill, by inserting between the words "shall" and "compare" the words "at the expense of the publisher."

On motion of senator Welty, section 1, line 1, of the printed bill was amended by striking the word "of" between the words "force" and "the," and inserting the word "in" in lieu thereof.

On motion of Senator Preston, section 2, line 2, of the printed bill was amended by inserting before the word "evidence" the words "*prima facie*."

The bill was referred to the Engrossing Committee.

Consent was given to present the following conference report:

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your committee on conference, to whom was referred House bill No. 408, being same as Senate bill No. 117, entitled "An act to amend sections 6 and 7 of an act entitled 'An act for the appointment of a fish commission, defining its duties,' " etc., approved February 20, 1890, relating to fish commissioner, and declaring an emergency, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the Senate recede from the amendment in line 6, section 1.

That the House concur in the Senate amendment in line 9, section 1. and in lines 4 and 8, section 2.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: W. R. Moultray, Grant C. Angle, for the Senate; H. A. Fairchild, H. D. Merritt, W. B. Starr, for the House.

The report was adopted.

The report of the conference committee on House bill No. 408 (being same as Senate bill No. 117), was adopted by the following report: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Davis, Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—26.

Those absent or not voting were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Hamilton, Hammer, Preston, and Reser—8.

Consent was given to present the following committee report:

OLYMPIA, WASH., March 11, 1901

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred House bill No. 93, entitled "An act to regulate the width of tires upon vehicles used upon public streets, highways and roads," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

E. BAUMEISTER, Chairman.

We concur in this report: E. M. Rands, C. L. Stewart, Geo. H. Baker.

The report was adopted.

On motion of Senator Ruth, House concurrent resolution No. 22, by Mr. Falknor, relating to the leasing and removing of

state property, was referred to Committee on Public Buildings and Grounds.

On motion of Senator Sharp, the following were referred to a committee of three to be appointed by the president, for consideration:

Senate bill No. 63, by Senator Stewart: An act amending sections 9 and 12 of an act entitled "An act providing for the survey and establishment of a state road; creating a commission; defining its duties and making an appropriation therefor, and declaring an emergency," approved March 18, 1897.

Senate bill No. 60, by Senator Baumeister: An act providing for a state wagon road beginning at a point on the state line between Washington and Oregon, in township 6, north, range 43 east, W. M.

Senate bill No. 73, by Senator Land: An act providing for the repair of Snoqualmie Pass wagon road, and appropriating funds therefor.

Senate bill No. 119, by Senator Mantz: An act providing for a state wagon road beginning at the upper falls on the Little Pen d'Oreille creek, etc.

Senate bill No. 198, by Senator Schofield: An act providing for a state wagon road beginning at the city of Montesano, in Chehalis county, Washington.

Senate bill No. 214, by Senator Welty: An act providing for a state wagon road beginning at the Willamette Meridian line, near Ethel postoffice, in Lewis county, etc.

Senate bill No. 234, by Senator Angle: An act providing for a state wagon road connecting Hoods Canal with the Sound between Tacoma and Seattle, etc.

The president appointed Senators Sharp, Smith and Herman D. Crow on said committee.

Senator Megler was called to the chair.

On motion of Senator Moultray, the Senate resolved itself into a committee of the whole to consider the following bills:

Senate bill No. 41, by Senator Moultray, An act for the relief of persons contributing money for the completion of certain rooms in the State Normal School at New Whatcom, Washington.

Senate bill No. 272, by Senator Herman D. Crow, An act to provide for the control, management and disposition of four sec-

tions of land granted to the State of Washington for the establishment and maintenance of a scientific school, making an appropriation, and declaring an emergency.

The bills were considered in the committee of the whole, Senator Baker in the chair, and reported back to the Senate with the following recommendations: That Senate bill No. 41 do pass; that Senate bill No. 272 do pass with the following amendments:

Amend section 2, line 42, of the printed bill, by inserting after the word "state" the word "shall," and strike the letter "s" from the word "retains."

Strike, in section 2, of the printed bill, lines 42, 43, 44, 45, up to and including the word "mortgage."

On motion of Senator Baker, the report was adopted.

On motion of Senator Andrews, the rules were suspended, and the reading just had in the committee of the whole was considered the third reading of the bills, and they were referred to the Engrossing Committee.

Consent was given to present the following report and introduce the following resolution:

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Public Buildings and Grounds, to whom was referred House concurrent resolution No. 22, relating to the leasing and removing of state property, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

A. S. RUTH, Chairman.

We concur in this report: Grant C. Angle, W. W. Wilshire, Geo. D. Baker and J. G. Megler.

The report was adopted.

The president resumed the chair.

House concurrent resolution No. 22, by Mr. Falknor, relating to the leasing and removing of state property, was read, and upon motion of Senator Ruth, was adopted.

Senate bill No. 209, by Senator Hamilton, entitled "An act to create and provide means for the enforcement of a lien on steamers, vessels and boats in favor of stevedores or others engaged in the stowing, loading or unloading of cargo or performing services connected therewith, in, from, at or about steamers.

vessels and boats," was placed upon its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—28.

Those absent or not voting were: Senators Biggs, Hamilton, Hemrich, Reser, Ruth, and Schofield—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 211, by Senator Rands, entitled "An act to amend section 1563 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of counties," was placed upon its final passage and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—28.

Those absent or not voting were: Senators Baker, Hamilton, Hemrich, Reser, Schofield, and Warburton—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 235, by Senator Ruth, entitled "An act amending sections 3773, 3774, 3775, 3776, 3777, 3778 and 3779 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to establishing and opening public roads, and declaring an emergency," was placed upon its final passage and was passed by the following vote: Yeas 21, nays 6, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Hallett, Hemrich, Land, LeCrone, Megler, Preston, Rands, Ruth, Sharp, Stewart, Warburton, Welty, and Wilshire—21.

Those voting nay were: Senators Cornwell, Garber, Hammer, Mantz, Smith, and Tolman—6.

Those absent or not voting were: Senators Crow L. C., Hall, Hamilton, Moultray, Reser, Schofield, and Sumner—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 247, by Senator Herman D. Crow, entitled "An act relating to liens of innkeepers, and the liability of innkeepers," was read the third time by sections.

On motion of Senator Herman D. Crow, section 3 was stricken.

On motion of Senator Tolman, section 4 was stricken.

On motion of Senator Tolman, section 2, of the printed bill, was amended by striking the proviso therein.

On motion of Senator Preston, section 2, line 9 of the printed bill, was amended by inserting between the words "inn" and "shall," the words "and also in each of the sleeping rooms used by guests."

Senator L. C. Crow moved that the bill be indefinitely postponed.

The motion was lost.

The bill was referred to the Engrossing Committee.

Senate bill No. 267, by Senator Wilshire, entitled "An act to amend section 6355 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of estates of deceased persons, and declaring an emergency," was read the third time, the rules suspended, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were: Senators Biggs, Cornwell, Hamilton, Hemrich, and Reser—5.

The emergency clause passed, by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith,

Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were: Senators Biggs, Cornwell, Crow L. C., Hamilton, and Reser—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

REPORT OF COMMITTEE ON ENGROSSED BILLS

SENATE CHAMBER,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 41, entitled "An act for the relief of persons contributing money for the completion of certain rooms in the State Normal School at New Whatcom, Washington," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

Senate bill No. 41, by Senator Moultray, entitled "An act for the relief of persons contributing money for the completion of certain rooms in the State Normal School at New Whatcom, Washington," was placed upon its final passage, and was passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Crow Herman D., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were: Senators Clapp, Cornwell, Crow L. C., Hamilton, and Reser—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, the rules were suspended, and all bills passed by the Senate, ordered transmitted to the House immediately.

Senate bill No. 97, by Senator Rands, entitled "An act to amend sections 6226, 6228 and 6246 of chapter VIII and sections 6337 and 6340 of chapter XI of title xxxv, relating to 'Probate Law and Procedure,' of Ballinger's Annotated Codes and Statutes of Washington," was read the third time by sections.

Senator Preston moved to amend section 8, of the printed bill, by inserting the last three words of the section, "in any court," between the words "pending" and "act."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 248, by Senator Wilshire, by request, entitled "An act granting rights of way to railroad companies over the lands of the State of Washington and providing for the appraisal and disposition of the lands included within and used for such rights-of-way," was read the third time by sections.

Senator Preston moved to amend section 1, line 2, of the printed bill, by inserting after the word "Washington" the words "except tide lands, shore lands and harbor areas."

The motion carried.

Senator Sharp moved to amend section 1, line 3, of the printed bill, by striking out the words "one hundred" and inserting the word "fifty" in lieu thereof.

The motion carried.

Senator Preston moved to amend section 3, of the printed bill, by striking out of line 3, all between the words "lands" and "affected."

The motion carried.

The bill was referred to the Engrossing Committee.

Senate bill No. 252, by Senator Davis "An act authorizing cities and towns to lease and sell municipal property," was read the third time, the rules were suspended, the bill was placed upon its final passage, and was passed by the following vote: Yeas 21, nays 2, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow L. C., Davis, Garber, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, and Warburton—21.

Those voting nay were: Senators Mantz and Welty—2.

Those absent or not voting were: Senators Cornwell, Crow Herman D., Hall, Hallett, Hamilton, Hammer, Land, Reser, Stewart, Sumner, and Wilshire—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Tolman, Senate bill No. 251, by Senator Davis, entitled "An act authorizing cities and towns to contract for power, electric current, water supply and heat," was indefinitely postponed.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 246, entitled "An act providing for the approval and certificate of a codification of the laws in force of the State of Washington, and declaring the effect thereof," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGE FROM THE HOUSE.

OLYMPIA, WASH., March 1, 1901.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 24, relating to appropriation for legislative expenses.

Also, House bill No. 284, an act authorizing cities and towns to construct water works.

Also, House bill No. 350, an act fixing telephone rates.

Also, House bill No. 424, an act regulating the floating of forest products in navigable waters.

And the same are herewith transmitted.

E. D. Cowen, Chief Clerk.

Amended Senate bill No. 85, by Senator Warburton, entitled "An act regulating contracts of life insurance," was read the third time by sections.

Senator Tolman moved to amend section 2, line 1, of the printed bill, by striking the word "two," and inserting the word "three."

The motion carried.

Senator Warburton moved to amend section 5, of the original bill, by striking the words, "of the actuary."

The motion carried.

Senator Tolman moved to amend section 7, of the printed bill, by striking, in lines 3 and 4, the words between "insured" and "either;" by striking in lines 6 and 7, "and the constitution and by-laws referred to;" by striking in line 8, "constitution or by-laws;" by striking in lines 9 and 10, "constitution or by-laws."

The motion carried.

The bill was referred to the Engrossing Committee.

On motion of Senator Davis, the Senate adjourned at 5:10 o'clock P. M., until Tuesday, March 12, 1901, at 10 o'clock A. M.

T. P. FISK,

Secretary of the Senate.

HENRY MCBRIDE.

President of the Senate.

FIFTY-EIGHTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, March 12, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll ; all members being present except Senator Reser, who was excused.

Rev. Mr. Badger offered prayer.

On motion of Senator Angle, the reading of yesterday's journal was dispensed with and it was approved.

On motion of Senator Megler, the following resolution was taken off the table, read and adopted :

Be it Resolved, That a Committee on Rules and Order of Business, consisting of the president of the Senate and four senators, to be named by him, be constituted, which shall have power and whose duty it shall be to arrange the order in which bills shall be brought on for consideration.

The president appointed Senators Megler, Smith, Sumner and Sharp on said committee.

On motion of Senator Stewart, the following resolution was taken off the table, read and adopted :

Resolved, That T. P. Fisk, secretary of the Senate, be authorized to have the copy of the Senate Journal prepared for the printer, and a suitable index prepared, and that he be allowed for said work the amount allowed for that purpose in the general appropriation bill. The State Auditor is authorized and directed to issue a warrant for one-half of the amount when the printer's receipt for the copy is filed in his office, and the balance when the State Printer shall certify that the reading of proof on the Journal and index has been completed and the same found to be correct.

Senator Sumner introduced Senate concurrent resolution No. 19, relating to forest reserves, which was read and adopted.

Senator Warburton introduced Senate concurrent resolution No. 20, relating to the non-passage of bills after 5 o'clock P. M., Thursday, March 17, 1901, except the general appropriation bill, if that bill be not sooner disposed of, which was read and adopted.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on State Granted, School and Tide Lands, to whom was referred House bill No. 356, entitled "An act to amend sections 2130, 2145 and 2143 of Ballinger's Annotated Codes and Statutes of Washington, relating to the selection, survey, management," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: C. F. Clapp, Lincoln Davis, J. R. Welty, Harold Preston, Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred House bill No. 129, entitled "An act to provide for a state building and for the collection, exhibition and maintenance of the products of the State of Washington at the Pan-American Exposition at Buffalo, New York," and making an appropriation therefor, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be placed on general file.

Respectfully submitted.

We concur in this report: L. B. Andrews, Oliver Hall, J. P. Sharp, J. G. Megler, Herman D. Crow, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Appropriations, to whom was referred House bill No. 405, entitled "An act for the relief of county officers, their clerks and deputies, in certain counties of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows :

Strike out the preamble, and as so amended the same be placed on general file.

Respectfully submitted.

We concur in this report: L. B. Andrews, Oliver Hall, J. P. Sharp, J. G. Megler, Herman D. Crow, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Agriculture, to whom was referred House bill No. 294, entitled "An act for the protection of game animals and birds, and song birds," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended.

Amend title by striking out all of the same, beginning with the word "repealing" in line 5 of printed bill, being line 9 of engrossed bill, and insert the following: "Amending sections 7345, 7348, 7351, 7352, 7358, 7363, 7364, and 7366 of Ballinger's Codes and Statutes of Washington and imposing a license upon hunters and creating a game protection fund."

Amend section 1, by inserting after the figure "1" in line 1, being line — of engrossed bill, the following: "That section 7345 of Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows: "Section 7345."

Amend by striking out section 2.

Amend by making section 3 read section 2. Also amend section 3 by inserting after the word "moose" in line 2 of printed bill, being line — of engrossed bill, the word "or," and insert after the word "antelope" in line 3 of printed bill, being line — of engrossed bill, the words "or more than two male of the."

Amend by striking out section 4.

Amend by changing section 6 so as to read "section 3."

Amend by inserting after the figure "3" in section 6 the following: "*Provided*, That no person shall kill on one day more than ten of the game birds mentioned in this section: "*Provided further*, That in the counties of Kittitas and Yakima it shall be unlawful to hunt, pursue, take, kill or destroy any prairie chickens or sage hen from and after the passage of this act and before the 15th day of August, 1903."

Amend by striking out section 7.

Amend by making section 8 read "section 4," and insert after the figure "8," which in the new section would be the figure "4," the following: "That section 7352 of Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows: Section 7352."

Amend section 8, which is section 4 as changed, by striking out in line 3, being line — of engrossed bill, the word "snipe," and amend by inserting after the last word in said section the following: "*Provided*, That no person shall on any one day kill more than twenty-five of the game birds mentioned in this section."

Amend by striking out sections 9, 10, 11, 12, 13 and 14.

Amend by changing section 15 so as to read "section 5."

Amend section 15, being section 5 as changed, by inserting after the figure "15," being figure "5" as changed, the following: "That section 7358 of Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows: Section 7358."

Amend section 15 by adding thereto the following: "*Provided*, That nothing in this section shall be construed to prevent any steamboat company, express company, railroad company, or other common carrier, their officers, agents and employes, from receiving any of the game birds or animals enumerated in this act and transferring them from one point to another point within this state when said game birds or animals are accompanied by the affidavit of the shipper that the same is not shipped for sale or profit."

Amend by striking out sections 16, 17, 18 and 19.

Amend section 20 by changing it so as to read "Section 6," and amend same section by inserting after the figures "20" the following: "That section 7363 of Ballinger's Annotated Codes and Statutes of the State of Washington be and the same is hereby amended to read as follows: Section 7363."

Amend section 21 by changing it so as to read "Section 7."

Amend by inserting after the figures "21" the following: "That section 7374 of Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows: Section 7364."

Amend section 21 by inserting after the word "officers" in line 5, being line — of the engrossed bill, the following: "or any forest ranger appointed by the United States government."

Amend section 21 by striking out the following, in lines 8 and 9, of the printed bill, being line — of the engrossed bill, "without any search or other warrant."

Amend by striking out section 22.

Amend by changing section 23 so as to read "Section 8."

Amend section 23 by inserting after the figures "23" the following: "That section 7366 of Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows: "Section 7366."

Amend section 23 by inserting after the word "officer" in line 2, being line — of the engrossed bill, the following: "Forest ranger."

Amend by striking out section 24.

Amend by adding section 9, to read as follows:

"SEC. 9. Hereafter it shall be unlawful and it is hereby prohibited for any resident or non-resident of this state of the age of sixteen years or over, to hunt for, pursue, take, catch or kill any of the animals, fowls or birds protected by the laws of this state without having in his possession at the time of such taking, catching or killing, a license therefor duly issued to him by the county auditor in the county in which the said person is then hunting, which county officer is hereby authorized to issue such license under the provisions of this act: such license shall be numbered and dated and shall contain the name and postoffice address of the person to whom such license shall be granted. All licenses provided for in this act shall be issued as follows upon application therefor by any resident or non-resident of this state an annual license shall be issued by any county auditor for the purpose of hunting for, pursuing, taking, catching or killing any of the animals, fowls, or birds protected by the laws of this state which shall entitle the holder to hunt for, pursue, take, hunt, catch or kill any of the said animals, fowls, or birds within the county wherein said license is issued for the term of one year in any manner and wherever such hunting is not prohibited by law, a fee of one dollar for each license issued to a resident of this state or of Oregon or Idaho and a fee of ten dollars issued to any other non-resident of the state shall be collected by the county auditors and paid over to the county treasurer and by said treasurer placed in the game protection fund. All fines collected under the provisions of this act or collected under the provisions of any of the game laws of this state shall be turned over by the county treasurer and placed by him in the game protection fund which fund shall be applied to the payment of salaries of game wardens so far as the same will apply: *Provided*, That in addition to the license hereinafter paid upon the killing of any male elk the person killing the same shall pay into the county treasury in which such elk is killed the further sum of twenty dollars which shall be placed in the game protection fund; and upon failure so to do the person killing said elk shall be deemed guilty of a misdemeanor and upon conviction

thereof shall be punished by a fine of not less than ten dollars nor more than one hundred dollars together with the cost of prosecution in such action."

Respectfully submitted, OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber, O. T. Cornwell.

The report was adopted and bill with proposed amendments was ordered printed.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Roads and Bridges, to whom was referred House bill No. 380, entitled "An act to protect from injury and destruction, trees and shrubs in highways and other public places, and providing a penalty for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. E. BAUMEISTER, Chairman.

We concur in this report: E. M. Rands, E. Hammer, C. L. Stewart, and Lincoln Davis.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred House bill No. 203, entitled "An act in relation to artesian wells, and regulating the flow of water therefrom, and providing a penalty for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendment:

Strike out section 5.

Respectfully submitted. OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber, and O. T. Cornwell.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Mines and Mining, to whom was referred House bill No. 418, entitled "An act to amend section 10 of an act entitled 'An act providing for the manner of locating and holding lode and placer mining claims, prescribing authority of mining districts,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. C. A. MANTZ, Chairman.

We concur in this report: A. S. Ruth, T. B. Sumner, C. L. Stewart, J. J. Smith.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Corporations other than Municipal, to whom was referred House bill No. 320, entitled "An act relating to the forma-

tion of corporations and amendments to articles of incorporations," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

HERMAN D. CROW, Chairman.

We concur in this report: D. E. Biggs, S. Warburton, Oliver Hall, C. F. Clapp, Geo. D. Schofield.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 234, entitled "An act relating to elections and appointments in cities and towns of the fourth class," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

WARREN W. TOLMAN, Chairman.

We concur in this report: E. M. Rands, A. Hemrich, W. W. Wilshire.

The report was adopted..

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred House bill No. 297, entitled "An act to require owners of booms to account for all logs rafted by them and prescribing a penalty for failure so to do," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully report that the engrossed copy of Senate bill No. 272, entitled "An act to provide for the control, management and disposition of four sections of land granted for the establishment and maintenance of a scientific school," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Medicine, Dentistry, Surgery and Hygiene, to whom was referred House bill No. 417, entitled "An act relating to cemeteries and burial places," have had the same under consideration,

and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. J. SMITH, Chairman.

We concur in this report: S. M. LeCrone, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 125, entitled "An act to amend section 7 of an act providing the manner of commencing civil actions in the superior courts, to bring the same to trial, and providing for service of summons on an insane person," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do not pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, E. M. Rands, Geo. D. Schofield, C. A. Mantz, Stanley Hallett.

On motion of Senator Tolman, House bill No. 125 was indefinitely postponed.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 287, entitled "An act for the punishment of any husband who shall, without good cause, abandon his wife or child or children and fail, neglect or refuse to maintain and provide for them or either of them," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended:

In the engrossed bill, in the next to the last line, strike out the word "and" and insert the word "or" in lieu thereof.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, Herman D. Crow, E. M. Rands, Geo. D. Schofield, C. A. Mantz, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 265, entitled "An act to define larceny of partnership property by a co-partner, providing for punishment therefor, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Warren W. Tolman, Herman D. Crow, E. M. Rands, Harold Preston, Geo. D. Schofield, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH, March 6, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 228, entitled "An act for the protection of the American flag and coat of arms of the United States," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended.

In section 1, line 7, of the printed bill, strike out the words "less than fifty or."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Stanley Hallett, Warren W. Tolman, Herman D. Crow, C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred substitute House bill No. 163, entitled "An act to instruct the Senators and Representatives of the Legislative Assembly of the State of Washington as to the election of Senators in Congress," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, Herman D. Crow, E. M. Rands, Geo. D. Schofield, C. A. Mantz, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 317, entitled "An act to amend section 2, of an act entitled 'An act authorizing the issuance of state bonds and the investment of the permanent school funds therein,'" etc., have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, Herman D. Crow, E. M. Rands, Geo. D. Schofield, C. A. Mantz, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 270, entitled "An act providing for the recovery of damages for trespass of domestic animals, and amending section 3522 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under

consideration, and we respectfully report the same back to the Senate, with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Warren W. Tolman, E. M. Rands, Harold Preston, Geo. D. Schofield, C. A. Mantz, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 326, entitled "An act for the employment of prisoners lawfully sentenced to service in the county jails in this state," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended.

In section 2, line 3, of the printed bill, after the word "Sunday" insert the words "and legal holidays," and add the letter "s" to the word "Sunday."

In section 3, line 4, of the printed bill, strike out the words "where the same will not conflict in any manner or form with free labor."

In the new section 4, (being section 6 of the printed bill,) line 3, of the printed bill, strike out the word "one" and insert the word "two" in lieu thereof, and add the letter "s" to the word "dollar."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, E. M. Rands, Geo. D. Schofield, C. A. Mantz, and Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 353, entitled "An act relating to the classification of counties, and amending section 1563 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended.

In section 1, strike out all of line 5, together with the House amendment thereto.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, E. M. Rands, Geo. D. Schofield, C. A. Mantz, and Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 323, entitled "A bill for an act to amend section 1609 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the schedule of fees of officers, jurors," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill be placed on general file, with the following amendments.

In line 94 of the printed bill, strike out the figure "1" and insert in lieu thereof the figure "2."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, Herman D. Crow, E. M. Rands, Geo. D. Schofield, C. A. Mantz, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred Senate bill No. 265, entitled "An act defining the rights of persons engaged in the occupation of floating products of the forest, mines or fields, upon the navigable waters of this state, and providing a penalty for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 149, entitled "An act to create a state board of horticulture, to protect the horticultural interests of the state, making an appropriation therefor, to repeal chapter 6 relating to horticulture," etc., have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber, O. T. Cornwell.

On motion of Senator Rands, Senate bill No. 149 was indefinitely postponed.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Agriculture, to whom was referred Senate bill No. 253, entitled "An act to amend section 347 5 of Ballinger's Annotated Codes and Statutes of Washington, relating to domestic animals running at large," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

OLIVER HALL, Chairman.

We concur in this report: E. Baumeister, G. Garber.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Military, to whom was referred Senate bill No. 255, entitled "An act to amend section 2 of an act entitled 'An act to provide for the establishment and maintenance of a home for honorably discharged Union soldiers, sailors, marines, and also members of the state militia disabled while in the line of duty and who are *bona fide*

citizens of this state,' approved March 26, 1890," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

C. L. STEWART, Chairman.

We concur in this report: L. C. Crow, Geo. H. Baker, J. P. Sharp, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred Senate bill No. 241, entitled "An act making an appropriation for Legislative expenses," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be amended as follows:

In section 1, line 2, printed bill, strike out the words "ten thousand dollars" and substitute the words "four thousand dollars" therefor.

Same section, same line, printed bill, strike from the brackets the figures "10,000" and substitute the figures "4,000" therefor, and as so amended, that the bill do pass.

Respectfully submitted.

We concur in this report: L. B. Andrews, Oliver Hall, J. P. Sharp, J. G. Megler, Herman D. Crow, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 6, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, to whom was referred House bill No. 34, entitled "An act compelling railroads to fence their rights of way, and to protect the owners of stock injured by moving railway trains, and declaring the law of negligence with regard to stock injured by railway trains," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: E. Hammer, C. A. Mantz, Grant C. Angle, Oliver Hall, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred the following accounts: Thacker Wood and Manufacturing Co., \$3.75; Western Union Telegraph Co., \$4.15; have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 97, entitled "An act relating to probate procedure, and amending sections 6226, 6228, 6321, 6246, 6337, 6340, and 6110, of Ballinger's Annotated Codes and Statutes of Washington, relating to probate law and procedure," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 224, entitled "An act authorizing any county in the State of Washington to join with any city of the first, second or third class in such county in paying for the construction of any bridge or trestle," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 224.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 13, entitled "An act making an appropriation for the payment of bounties under the provisions of an act approved February 21, 1899, entitled "An act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 13.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your conference committee on House bill No. 499, being unable to agree, respectfully ask that we be given the powers of a free conference committee.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: Harold Preston, C. A. Mantz, and Oliver Hall.

The report was adopted.

OLYMPIA, WASH., March 9, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom were referred the following accounts: M. O'Connor, \$11.80; Model Steam Laundry, \$3.30; A. J. Dodd, \$3.00; O. L. Ingram, \$10.00, have had the same under

consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Grant C. Angle, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 247, entitled "An act to amend sections 5976 and 5977 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens of inn-keepers and their liability," etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

The House has passed House bill No. 461, an act providing for the time of holding the state fair.

Also, House bill No. 393, an act providing for the issuance of liquor licenses.

Also, House bill No. 474, an act making public corporations liable to garnishment.

Also, House bill No. 401, an act relating to voting machines.

The House has appointed the members of the House conference committee on House bill No. 499, as a committee of free conference on the same.

The speaker has signed House bill No. 408.

Also, House concurrent resolution No. 22.

Also, House bill No. 201.

Also, House joint resolution No. 23.

The House has passed House bill No. 486, An act for public free libraries.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 408, 22, 201, and House joint resolution 23.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 248, entitled "An act granting rights-of-way to railroad companies over the lands of the State of Washington,"

etc., has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred House bill No. 305, entitled "An act for the relief of Captain Henry Roeder," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass as amended.

Amend section 1, of the printed bill by changing the period at the end of the section to a comma, and adding the following, "in full settlement of all claims against the State of Washington."

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett and Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on Education, to whom was referred House bill No. 442, entitled "An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 5, 6, 9, 10, 22, 24, 37, 38, 39, 40, 71, 105, 106, 107, 108, 111, 112, 140, 156, and 177 of said act, approved March 19, 1897," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

In section 4, line 4, of the printed bill, after the word "furnishing" insert the words "transportation to pupils to and from school and other."

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. C. Crow, O. T. Cornwell, L. B. Andrews and D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on Education, to whom was referred House bill No. 257, entitled "An act to amend section eleven of an act known and cited as the Code of Public Instruction of the State of Washington, and repealing all laws and parts of laws inconsistent with the provisions of this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. C. Crow, L. B. Andrews, O. T. Cornwell, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 12, 1901

MR. PRESIDENT :

We, your Committee on Education, to whom was referred Senate bill No. 278, entitled "An act to establish a nautical training school," have

had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. C. Crow, L. B. Andrews, O. T. Cornwell, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred Senate bill No. 274, entitled "An act providing for the establishment and maintenance of public and free libraries and museums, and repealing all laws in conflict herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. C. Crow, O. T. Cornwell, L. B. Andrews, D. E. Biggs.

The report was adopted.

The following communications were received from the Governor:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 12, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN — I send herewith a copy of a letter received by me from James R. Yocum, M. D., president of the State Board of Health, a gentleman I am told of rare attainments in the line of his profession.

I commend to your careful consideration the contents of his letter, asking you to take whatever action in the premises your wisdom may dictate.

J. R. ROGERS, Governor.

The letter of Dr. Yocum related to the bubonic plague, and was referred to Committee on Medicine, Dentistry, Surgery and Hygiene.

STATE OF WASHINGTON, DEPARTMENT OF PUBLIC LANDS,
OFFICE OF COMMISSIONER, Olympia, March 11, 1901.

To the Honorable the President of the Senate, Olympia, Washington:

SIR — House bill No. 447 is an act that is very important in the re-adjustment of the plat in the re-platting of tide lands in front of the city of Seattle in order to adjust the rights of various parties who are affected by the re-platting law (chapter 28, Laws 1897), and unless authority is given the Governor to convey to Mr. Louis Feurer, lands in lieu of lands affected by the re-platting of the tide lands, the state may have very much trouble and perhaps some litigation.

A portion of Mr. Feurer's land is included in the street, therefore the necessity to convey him other land in lieu thereof.

The same necessity exists for the passage of House bill No. 467, which has reference to the leasing of harbor area in front of the several parcels of land due to the aforesaid readjustment and re-plat law.

Therefore I am very anxious for the bills to be pressed to a passage as soon as they can be reached, in order that they may be acted upon by the Senate.

Very truly yours,

S. A. CALLVERT, Commissioner.

On motion of Senator Megler, the Senate resolved itself into a committee of the whole, to consider Senate bill No. 241, by Senator Andrews, making an appropriation for legislative expenses.

The bill was considered in the committee of the whole, Senator Rands in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Andrews, the report of the committee was adopted.

On motion of Senator Land, the rules were suspended, and the reading just had in the committee of the whole was considered the third reading, the bill considered engrossed, placed upon its final passage, and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, and Welty—26.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Hamilton, Rands, Reser, Smith, and Wilshire—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

INTRODUCTION OF BILLS.

House bill No. 486, by Mr. Jones: An act providing for the establishment and maintenance of public and free libraries, etc.

The bill was read the third time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Education.

House bill No. 467, by Mr. Allen: An act relating to the leasing of the right to build and maintain wharves, docks and other structures on harbor area, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on State, School, Granted and Tide Lands.

House bill No. 447, by Mr. Allen: An act to authorize the Governor and Commissioner of Public Lands to convey to Louis Feueur tide lands in lieu of certain other tide lands heretofore conveyed to said Feueur.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on State, School, Granted and Tide Lands.

House bill No. 439, by Mr. Stocking: An act to prevent the setting of traps within the limits of cities and towns, and prescribing a penalty therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 437, by Mr. Easterday: An act to amend sections 2631 and 2632, Ballinger's Annotated Codes and Statutes of Washington, relating to Soldiers' Home, and declaring an emergency.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Military.

House bill No. 350, by Mr. Merrill: An act fixing maximum rates and charges for use of telephones, prohibiting discrimination and providing punishment for the violation thereof.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Corporations other than Municipal.

House bill 284, by Mr. Chrisman: An act authorizing cities and towns, other than cities of the first class, to construct waterworks for irrigation and domestic purposes within assessment districts, and to levy and collect special assessments and taxes to pay therefor.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 424, by Mr. Rosenhaupt: An act defining the rights of persons engaged in the occupation of floating products of the forest, mines, or fields upon the navigable waters of this state.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Commerce.

House concurrent resolution No. 24, by Mr. Wilson relating to appropriation for legislative expenses, was read, and, on motion of Senator Megler, laid on the table.

House bill No. 427, by Mr. Gunderson: An act amending section 1 of an act entitled "An act to secure to the public the continual use of natural oyster beds," approved March 17, 1897, the same being section 2219, Ballinger's Codes and Statutes of Washington.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Fisheries.

House bill No. 233, by Mr. Dawes: An act to fix the fees of county clerks in probate cases.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

The following resolution was introduced by Senator Warburton, and adopted:

WHEREAS, Corporal Guy Price, late of the United States army, son of our former Secretary of State, Hon. J. H. Price, died while serving his country in the Philippine Islands; and

WHEREAS, His funeral occurs this, the 13th day of March, 1901, at hour of two o'clock P. M.: Be it

Resolved, By the Senate, that a committee of three be appointed to attend the funeral for and on behalf of the Senate of the State of Washington; and be it further

Resolved, That the flag of the state house be placed at half-mast; be it further

Resolved, That the sympathy of the Senate be extended to the said Hon. J. H. Price and family in this, their hour of bereavement; and be it further

Resolved, That an enrolled copy of these resolutions be transmitted to the said Hon. J. H. Price and family.

The President appointed Senators Warburton, Schofield and Davis on said committee.

Senator Megler, president *pro tem.*, was called to the chair.

ENGROSSED BILLS.

Senate bill No. 204, by Senator Welty, entitled "An act authorizing county commissioners to grant to persons, companies or

corporations the right to build and maintain tram roads upon the public highways, and declaring an emergency," was placed upon its final passage and passed by the following vote: Yeas 20, nays 3, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Hallett, Hammer, Hemrich, Mantz, Megler, Moultry, Preston, Rands, Schofield, Sharp, Stewart, Welty, and Wilshire — 20.

Those voting nay were: Senators Cornwell, Ruth, and Tolman — 3.

Those absent or not voting were: Senators Biggs, Crow Herman D., Crow L. C., Davis, Hamilton, Land, LeCrone, Reser, Smith, Sumner, and Warburton — 11.

The emergency clause failed to pass by the following vote: Yeas 22, nays 2, absent or not voting, 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Garber, Hall, Hallett, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultry, Preston, Rands, Schofield, Sharp, Stewart, Welty, and Wilshire — 22.

Those voting nay were: Senators Davis and Ruth — 2.

Those absent or not voting were: Senators Baker, Biggs, Crow L. C., Hamilton, Land, Reser, Smith, Sumner, Tolman, and Warburton — 10.

The title was amended by striking the emergency clause.

Senate bill No. 247, by Senator Herman D. Crow, entitled "An act relating to liens of innkeepers and the liability of innkeepers," was placed upon its final passage and passed by the following vote: Yeas 18, nays 8, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Crow Herman D., Hall, Hallett, Hammer, Hemrich, Megler, Moultry, Preston, Rands, Ruth, Schofield, Smith, Tolman, Warburton, Welty, and Wilshire — 18.

Those voting nay were: Senators Baumeister, Clapp, Davis, Garber, Land, Mantz, Sharp, and Stewart — 8.

Those absent or not voting were: Senators Baker, Biggs, Cornwell, Crow L. C., Hamilton, LeCrone, Reser, and Sumner — 8.

On motion of Senator Herman D. Crow, the title was amended by striking "all," after the word "liability."

Substitute for Senate bill No. 74, by Committee on State Granted, School and Tide Lands, entitled "An act giving a pref-

erence right to upland owners to purchase adjoining tide or shore lands belonging to the State of Washington," was placed upon its final passage, and failed to pass by the following vote: Yeas 17, nays 10, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hamilton, Hemrich, LeCrone, Megler, Rands, Ruth, Schofield, Sharp, and Warburton—17.

Those voting nay were: Senators Baker, Crow Herman D., Hallett, Hammer, Land, Moultry, Preston, Smith, Tolman, and Welty—10.

Those absent or not voting were: Senators Biggs, Hall, Mantz, Reser, Stewart, Sumner, and Wilshire—7.

The president resumed the chair.

Senate bill No. 246, by Senator Wilshire, by request, entitled "An act providing for the approval and certification of a codification of the laws in force of the State of Washington and declaring the effect thereof," was placed upon its final passage and passed by the following vote: Yeas 18, nays 10, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Biggs, Cornwell, Crow L. C., Garber, Hall, Hallett, Hemrich, Land, Mantz, Preston, Ruth, Stewart, Tolman, Warburton, Welty, and Wilshire—18.

Those voting nay were: Senators Baker, Baumeister, Clapp, Crow Herman D., LeCrone, Megler, Moultray, Rands, Sharp, and Smith—10.

Those absent or not voting were: Senators Davis, Hamilton, Hammer, Reser, Schofield, and Summer—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 272, by Senator Herman D. Crow, entitled "An act to provide for the control, management and disposition of four sections of land granted to the State of Washington for the establishment and maintenance of a scientific school, making an appropriation, and declaring an emergency," was placed upon its final passage and passed by the following vote: Yeas 24, nays 3, absent or not voting 7.

Those voting yea were: Senators Andrews, Baker, Baumeister, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett,

Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray Preston, Rands, Ruth, Sharp, Smith, Tolman, Warburton, and Wilshire — 24.

Those voting nay were: Senators Angle, Stewart, and Welty — 3.

Those absent or not voting were: Senators Biggs, Clapp, Cornwell, Hamilton, Reser, Schofield, and Sumner — 7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 97, by Senator Rands, entitled "An act to amend sections 6226, 6228 and 6246 of chapter VIII and sections 6337 and 6340 of chapter XI of title XXXV, relating to 'probate law and procedure,' of Ballinger's Annotated Codes and Statutes of Washington," was placed upon its final passage, and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 28.

Those absent or not voting were: Senators Biggs, Cornwell, Hamilton, Hammer, Reser, and Sumner — 6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Baker, the Senate adjourned at 12 o'clock until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of 2 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all the members being present except Senator Reser, excused.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 85, entitled "An act regulating contracts

of life insurance," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

The House has passed House joint memorial No. 13, relating to a telegraph line from Cape Flattery. .

Also, House bill No. 456, relating to an investigation of the state offices.

The Speaker of the House has signed Senate bill No. 13.

Also, Senate bill No. 224.

The House has passed Senate bill No. 241, making appropriation for legislative expenses.

Also, House bill No. 346, An act amending section 938 of Ballinger's Code.

Also, House bill No. 207, An act amending section 4586 of Ballinger's Code.

Also, House bill No. 173, to prevent the taking up and disposing of logs, etc.

Also, House bill No. 448, relating to claims against the state.

Also, House bill No. 23, relating to taxing railroads.

Also House bill No. 451, changing the name of Millington to Bossburg.

Also, House bill No. 464, relating to kindergarten schools.

Also, House bill No. 460, relating to taxing mining claims.

Also, House memorial No. 12, to eliminate certain lands from the forest reserve.

Also, House memorial No. 14, to prevent the importation of Japanese laborers.

Also, House concurrent resolution No. 16, for the improvement of the Skagit river.

Also, House bill No. 494, relating to congressional apportionment.

Also, House bill No. 283, relating to coroners.

Also, House bill No. 378, relating to streets and alleys.

The House has adopted the report of the conference committee on House bill No. 51, concurring in the Senate amendments to the same.

The House has passed House bill No. 373, relating to a state wagon road in Chehalis county.

Also, House bill No. 477, relating to the State Board of Health.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Appropriations, find the following bill of S. P. Carusi, correct: For rent of typewriter and expressage, \$10.80.

Respectfully submitted.

E. HAMMER, Chairman.

We concur in this report: J. G. Megler, J. P. Sharp, Oliver Hall, L. B. Andrews, Herman D. Crow, D. E. Biggs, Ed. S. Hamilton.

The report was adopted.

Senate bill No. 248, by Senator Wilshire, by request, entitled "An act granting rights-of-way to railroad companies over the lands of the State of Washington and providing for the appraisal and disposition of the lands included within and used for such rights-of-way," was placed upon its final passage, and was passed by the following vote: Yeas 23, nays 5, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Hall, Hallett, Hammer, Hemrich, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Smith, Stewart, Sumner, Welty, and Wilshire—23.

Those voting nay were: Senators Garber, Mantz, Preston, Sharp, and Tolman—5.

Those absent or not voting were: Senators Baker, Davis, Hamilton, Land, Reser, and Warburton—6.

The emergency clause was passed by the following vote: Yeas 24, nays 3, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Hall, Hallett, Hamilton, Hemrich, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire—24.

Those voting nay were: Senators Garber, Mantz, and Tolman—3.

Those absent or not voting were: Senators Baker, Davis, Hammer, Land, Preston, Reser, and Warburton—7.

On motion of Senator Mantz, all bills passed by the Senate, were ordered transmitted immediately to the House.

There being no objection, the title of the bill was ordered to stand as the title of the act.

GENERAL FILE.

Senate bill No. 268, by Senator Wilshire, entitled "An act to amend section 6141 of Ballinger's Annotated Codes and Statutes

of Washington, relating to the appointment of administrators of the estates of deceased persons, and declaring an emergency," was read the third time by sections.

Senator Wilshire moved to amend section 1, line 9, of the printed bill, by striking out the semicolon after the word "children" and inserting a period; striking out the word "but;" capitalizing the word "when;" inserting after the word "when" the words "there are none of the persons above named or when they neglect as herein provided to apply for administration, and."

The motion carried.

Senator Tolman moved that section 2, line 23, of the printed bill be amended by striking the words "has already appointed or."

The motion was lost.

Senator Preston moved to amend section 1, line 13, by inserting at the end of said line the words "in its discretion."

On motion of Senator Wilshire the rules were suspended, the bill considered engrossed, placed upon its final passage and was passed by the following vote: Yeas 21, nays 5, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Welty and Wilshire—21.

Those voting nay were: Senators Crow Herman D., Crow L. C., Preston, Smith and Tolman—5.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Davis, Hamilton, Megler, Reser and Warburton—8.

The emergency clause passed by the following vote: Yeas 23, nays 4, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Garber, Hall, Hallett, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Welty and Wilshire—23.

Those voting nay were: Senators Crow Herman D., Crow L. C., Smith, and Tolman—4.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hamilton, Land, Reser and Warburton—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate concurrent resolution No. 18, by Senator LeCrone, relating to the printing of the school laws, was read, and upon motion of Senator Angle, adopted.

The time having arrived for consideration of House bill No. 286, by Mr. Rines, entitled "An act to prevent the use of the nickel-in-the-slot machines, the same having been made a special order, for 3 o'clock P. M., the bill was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 27, nays 2, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallet, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire — 27.

Those voting nay were: Senators Biggs, and Hemrich — 2.

Those absent or not voting were: Senators Baker, Davis, Hamilton, Reser, Warburton — 5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senator Schofield stated that he voted yea on House bill No. 286, having agreed with Senator Baker to do so, Senator Baker having taken his place on a special committee, and was therefore absent at the time of consideration, and was in favor of the bill.

Consent was given for the following committee reports to be presented out of order:

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 12, entitled "An act increasing the number of judges of the supreme court of the State of Washington, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Warren W. Tolman, Herman D. Crow, Geo. D. Schofield, C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on State Granted, School and Tide Lands, to whom was referred House bill No. 447, entitled "An act to authorize the Governor and Commissioner of Public Lands to convey to Louis Feueur tide lands in lieu of tide lands heretofore conveyed to said Feueur and in exchange for same, in front of Seattle, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Oliver Hall, C. F. Clapp, Harold Preston, Lincoln Davis, Ed. S. Hamilton.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on State Granted, School and Tide Lands, to whom was referred House bill No. 467, entitled "An act relating to the leasing of the right to build and maintain docks and other structures on harbor area, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

L. B. ANDREWS, Chairman.

We concur in this report: J. R. Welty, Oliver Hall, C. F. Clapp, Lincoln Davis, Ed. S. Hamilton, Harold Preston.

The report was adopted.

Senate bill No. 263, by Senator Rands, entitled "An act to provide for a survey of the tide and shore lands on the Columbia river in front of the city of Vancouver," etc., was read the third time, the rules suspended, the bill considered engrossed, placed upon its final passage and was passed by the following vote: Yeas 20, nays 0, absent or not voting, 14.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Hammer, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Smith, Tolman, Welty, and Wilshire — 20.

Those absent or not voting were: Senators Baker, Biggs, Davis, Hall, Hamilton, Hemrich, Land, LeCrone, Preston, Reser, Sharp, Stewart, Sumner, and Warburton — 14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senator Megler was called to the chair.

On motion of Senator Tolman, House bill No. 424, by Mr. Rosenhaupt, entitled "An act defining the rights of persons en-

gaged in the occupation of floating products of the forests, mines or fields upon the navigable waters of this state," was substituted for Senate bill No. 265.

House bill No. 424 was read the third time by sections.

Senator Tolman moved to amend section 3, line 3, by striking the word "article" and inserting the word "section" in lieu thereof.

Senator Tolman moved to amend section 4, line 5, by striking the words "one thousand" and inserting the words "one hundred."

On motion of Senator L. C. Crow, the bill was indefinitely postponed.

On motion of Senator Tolman, Senate bill No. 265 was indefinitely postponed.

On motion of Senator Sharp, Senate bill No. 253 was indefinitely postponed.

Senate bill No. 255, by Senator Smith, relating to the provision and establishment of a home for honorably discharged union soldiers, sailors, etc., was read the third time.

The president resumed the chair.

House bill No. 212, by Mr. McCoy, entitled "An act amending an act regulating the removal of timber from state lands," etc., was read the third time, placed upon its final passage and was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow L. C., Davis, Garber, Hall, Hallett, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, Welty, and Wilshire—24.

Those absent or not voting were: Senators Baker, Cornwell, Crow Herman D., Hamilton, Hammer, Hemrich, Reser, Stewart, Sumner, and Warburton—10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 174, by Mr. Bush, entitled "An act relating to tide lands," etc., was read the third time by sections.

Senator Tolman moved to amend the bill as follows:

In section 1, line 2, of the printed bill, by inserting after the word "tide," the words, "or shore."

In section 2, line 4, by striking the word "six," and inserting the word "four."

In section 3, line 3, by striking the word "ninety," and inserting the word "sixty."

Senator L. C. Crow amended section 4, by striking the emergency clause therein, and inserting in lieu thereof the words, "An emergency exists and this act shall take effect immediately."

The bill was placed upon its final passage and was passed by the following vote: Yeas 22, nays 0, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Welty—22.

Those absent or not voting were: Senators Baker, Biggs, Cornwell, Garber, Hamilton, Hammer, Hemrich, Mantz, Reser, Sumner, Warburton, and Wilshire—12.

The emergency clause passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Welty—24.

Those absent or not voting were: Senators Baker, Cornwell, Garber, Hamilton, Hammer, Mantz, Reser, Sumner, Warburton, and Wilshire—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 90, by Mr. Badger, entitled "An act making application to Congress for calling a constitutional convention," was read the third time by sections.

Upon motion of Senator Megler, the preamble was stricken from the bill.

The bill was placed upon its final passage, and was passed by the following vote: Yeas 20, nays 2, absent or not voting 12.

Those voting yea were: Senators Andrews, Angle, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Schofield, Sharp, Smith, Tolman and Welty—20.

Those voting nay were: Senators Preston and Ruth—2.

Those absent or not voting were: Senators Baker, Baumeister, Biggs, Hamilton, Hemrich, Moultray, Rands, Reser, Stewart, Sumner, Warburton, and Wilshire—12.

The emergency clause failed to pass by the following vote: Yeas 17, nays 14, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Schofield, Tolman and Welty—17.

Those voting nay were: Senators Preston, Ruth, Sharp and Smith—4.

Those absent or not voting were: Senators Baker, Baumeister, Biggs, Hamilton, Hemrich, Megler, Moultray, Rands, Reser, Stewart, Sumner, Warburton, and Wilshire—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 349, by Mr. Jerard, entitled "An act to provide for the sale of certain school land," etc., was read the third time by sections.

On motion of Senator Schofield the preamble was stricken.

On motion of Senator Sharp, in section 1, line 7 of the engrossed bill, the word "above" was stricken and the word "following" inserted in lieu thereof.

On motion of Senator Schofield, the emergency clause was stricken in the bill and in the title.

The bill was placed upon its final passage, and was passed by the following vote: Yeas, 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, and Welty—26.

Those absent or not voting were: Senators Baker, Clapp, Hall, Hamilton, Reser, Tolman, Warburton, and Wilshire—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Substitute for House bill No. 191, by Committee on Mining, entitled "An act relating to the leasing of mineral lands belonging to the state," was read the third time by sections.

On motion of Senator Mantz, section 1, line 9, of the engrossed bill, was amended by striking the words "one hundred and sixty" and inserting the word "eighty" in lieu thereof.

The bill was placed upon its final passage, and passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Sumner, Tolman, and Welty—25.

Those absent or not voting were: Senators Baker, Clapp, Hamilton, Hemrich, Reser, Smith, Stewart, Warburton, and Wilshire—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The Senate resolved itself into a committee of the whole to consider House bill No. 69, by Mr. Rosenhaupt, entitled "An act establishing a geological survey."

The bill was considered in the committee of the whole, Senator Schofield in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

Amend section 2, line 1, by adding after the word "copper" the word "lead."

Amend section 6, line 1, by striking out the word "fifteen" and inserting the word "thirty" in lieu thereof.

On motion of Senator Land, the report of the committee was adopted.

On motion of Senator Tolman, the rules were suspended, the reading just had in the committee of the whole considered the third reading, the bill placed upon its final passage, and passed by the following vote: Yeas 24, nays 4, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Preston, Schofield, Smith, Sumner, Tolman, Welty, and Wilshire—24.

Those voting nay were: Senators Moultray, Rands, Ruth, and Stewart—4.

Those absent or not voting were: Senators Baker, Clapp, Hamilton, Reser, Sharp, and Warburton—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The following bills were introduced out of order :

House bill No. 461, by Mr. Wilson : An act providing for the time of holding the State Fair.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Agriculture.

House bill No. 393, by Mr. Earles : An act providing for the issuance of liquor licenses.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 474, by Mr. Gorham : An act making public corporations liable to garnishment.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 378, substitute for House bill No. 178 : An act giving cities jurisdiction over streets and alleys across tide or shore lands.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Municipal Corporations.

House bill No. 401, by Mr. Jones : An act relating to voting machines.

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Elections and Privileges.

House bill No. 283, by Mr. Chalmers: An act to amend section 529, of Ballinger's Code, relating to coroners.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 494, by Committee on Congressional Apportionment (substitute for House bill No. 390).

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Congressional Apportionment.

House bill No. 23, by Mr. Brown: An act to provide for the more efficient assessment and collection of taxes on the property of railroads in the State of Washington.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Railroads and Transportation.

House bill 448, by Mr. Easterday: An act to require statements of fact and evidence produced in support of claims made to the Legislature against the state for money or property and to perpetuate the record of the same.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 173, by Mr. Bishop: An act to prevent and punish the taking up, selling, disposing of or appropriating to one's own use, logs and other timber by a person not the owner thereof; and to prevent any one knowingly purchasing any such logs, fixing rule of evidence in prosecution for violation thereof, providing for the retaking of such logs and other timber and for punishment for the prevention or obstruction of such retaking, providing for recovery of a forfeit by the owner for any unlawful taking, repealing sections 3135, 3291, 3292, 3293, 3294, 3295, 7126, and 7127 of Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Commerce.

House bill No. 207, by Mr. Raymer: An act to amend section 4586, of Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 373, by Mr. Ulmer: An act for the construction of a state wagon road in Chehalis, Jefferson and Clallam counties.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House memorial No. 14, by Committee on Memorials: To prevent importation of Japanese laborers.

The memorial was read the first time; and, upon motion, the rules were suspended, the memorial was read the second time by title, and referred to the Committee on Memorials.

House bill No. 477, by Mr. Dow: An Act to amend an act entitled "An act to create a board of health and bureau of vital statistics in the State of Washington," approved March 7, 1891, by amending section 2, and adding sections 2½ and 6½.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Medicine, Dentistry, Surgery and Hygiene.

On motion of Senator Sharp, the Senate adjourned at 5 P. M. until Wednesday, March 13, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

FIFTY-NINTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, March 13, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Reser, excused.

Rev. Mr. Glass offered prayer.

On motion of Senator Andrews, the reading of yesterday's journal was dispensed with, and it was approved.

On motion of Senator Andrews, Senate bill No. 14, relating to the Pan-American Exposition, was indefinitely postponed.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Printing, to whom was referred House concurrent resolution No. 18, for the appointment of a committee to inves-

tigate the charges of the State Printer, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted. GRANT C. ANGLE, Chairman.

We concur in this report: Paul Land, S. M. LeCrone, E. Hammer.

The report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Printing, to whom was referred House concurrent resolution No. 17, to prevent the State Auditor from drawing warrants on certain funds, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be indefinitely postponed.

Respectfully submitted. GRANT C. ANGLE, Chairman.

We concur in this report: Paul Land, S. M. LeCrone, and E. Hammer.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 50, entitled "An act providing for the examination of mines and the books of mining companies by stockholders. An act for the better protection of the stockholders in corporations, doing business under the laws of the State of Washington, for the purpose of carrying on and conducting the business of mining," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass as amended.

Strike out section 1 of the printed bill.

Renumber section 2 "section 1."

In new section 1, line 1 of the printed bill (being section 2 of the printed bill), strike out the words "of the" before the word "corporations;" and in the same line strike out the letter "s" in the word "corporations."

In new section 1, lines 1 and 2 of the printed bill, strike out the words "mentioned in section 1 of this act," and insert in lieu thereof the words "doing business under the laws of the State of Washington for the purposes of mining."

Strike out section 3, and insert a new section, as follows:

"Sec. 2. Any violation of any of the provisions of this act by any officer or agent of such corporation shall constitute a misdemeanor, and upon conviction thereof every such officer or agent shall be fined in a sum not greater than two hundred dollars for each offense."

Renumber section 4 of the engrossed bill "section 3."

Renumber section 5 of the engrossed bill "section 4."

Respectfully submitted. S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Stanley Hallett, Herman D. Crow, Geo. D. Schofield, Warren W. Tolman, and C. A. Mantz.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 448, entitled "An act to require statements of facts and evidence produced in support of claims made to the Legislature against the state for money or property and to perpetuate the record of the same," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Warren W. Tolman, Stanley Hallett, E. M. Rands, and Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 474, entitled "An act making public corporations liable to garnishment in the superior courts, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Harold Preston, Stanley Hallett, Warren W. Tolman, E. M. Rands, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 214, entitled "An act amending section 4756 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Harold Preston, Stanley Hallett, Warren W. Tolman, Herman D. Crow.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 283, entitled "An act to amend section 529 of Ballinger's Annotated Codes and Statutes of Washington, relating to power of coroner to summon and examine witnesses," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Herman D. Crow, Warren W. Tolman, E. M. Rands.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 207, entitled "An act to amend an act entitled 'An act in relation to conditional sales and leases of personal property,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended :

Amend the House amendment to the title by adding thereto after the word "Washington" the words "relating to conditional sales and leases of personal property."

Amend the House amendment to lines 1 and 2, of the printed bill, by adding thereto after the word "Washington" the words "relating to conditional sales and leases of personal property."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report : Herman D. Crow, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 377, entitled "An act to provide for the surveying and platting of irregular tracts or lots of land, and for a sufficient and legal description thereof for revenue and all other purposes," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that the same do pass as amended.

Strike out the House amendment to section 2.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Geo. D. Schofield, Herman D. Crow, E. M. Rands, Warren W. Tolman, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 412, entitled "An act to provide for the acquirement, management and control by the State of Washington, of grounds surrounding and including what was the Whitman Mission and where now stands the Whitman Monument, and authorizing the appointment of a commission," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Geo. D. Schofield, Herman D. Crow, Harold Preston, C. A. Mantz, Stanley Hallett, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 394, entitled "An act relating to school teachers who violate their

contracts for teaching," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Harold Preston, Herman D. Crow, Geo. D. Schofield, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Education, to whom was referred House bill No. 486, entitled "An act providing for the establishment and maintenance of public and free libraries and museums, and repealing all laws in conflict herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

S. M. LECRONE, Chairman.

We concur in this report: L. C. Crow, L. B. Andrews, D. E. Biggs.

The report was adopted.

Senator Schofield moved that all committee reports with bills reported, and House bills as they come to the Senate, be referred to the sifting committee, prior to the report thereon, unless a report be requested to be read by any Senator.

The motion carried.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred House bill No. 222, entitled "An act to create a State Board of Control, and to provide for the government, control and maintenance of the Western Washington Hospital for the Insane, the Eastern Washington Hospital for the Insane, the State Penitentiary, the State Reform School, the State Soldiers' Home and the State School for Defective Youth, repealing all laws in conflict with this act, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended.

In section 1, line 1, of the printed bill, strike out the House amendment to lines 2 and 3, which struck out the words "not more than two of whom shall belong to the same political party."

In section 1, line 3, of the printed bill, strike out the word "same" and insert the word "dominant" in lieu thereof.

In section 1, line 4, of the printed bill, strike out the House amendment which struck out the word "four" and inserted the word "three."

In section 1, line 5, of the printed bill, strike out the House amendment which struck out the word "six" and inserted the word "four" in lieu thereof; and in the same line, after the word "respectively," insert the words "and be removable by the governor in his discretion."

Section 1, line 6, strike out House amendment.

In the House amendment to section 4, line 6, strike out "\$2,500" and insert "\$2,000."

In section 6, lines 5 and 6, of the printed bill, strike out the remainder of the sentence, commencing with the words "for misconduct" and insert in lieu thereof the words "in its discretion."

In section 6, line 9, strike out the word "two" and insert the word "eighteen."

In section 6, line 10, of the printed bill, strike out "\$2,000" and insert "\$1,800," and strike out the word "thousand" and insert the word "hundred" in lieu thereof.

In section 6, line 12, of the printed bill, strike out the word "eighteen" and insert the word "twelve;" after the word "hundred" insert the words "and fifty," and strike out "\$1,800" and insert "\$1,250."

Strike out the House amendments to lines 1, 2, 3 and 4 of section 7.

In section 8, line 1, of the printed bill, strike out the comma after the word "hold" and insert the word "and," and after the word "manage" strike out the balance of the line.

Strike out the House amendments to lines 1 and 2 of section 13.

Respectfully submitted.

We concur in this report: Geo. D. Schofield, Herman D. Crow, C. A. Mantz, Stanley Hallett, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Medicine, Dentistry, Surgery and Hygiene, to whom was referred House bill No. 477, entitled "An act to create a board of health and bureau of vital statistics," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

J. J. SMITH, Chairman.

We concur in this report: S. M. LeCrone, D. E. Biggs.

The report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred House joint memorial No. 9, relating to a site for a soldiers' home, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

G. GARBER, Chairman.

We concur in this report: L. B. Andrews, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Memorials, to whom was referred House memorial No. 11, relating to grazing on forest reserves, have had the

same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted.

We concur in this report: L. B. Andrews, E. Baumeister, G. Garber.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, to whom was referred House bill No. 406, entitled "An act to define the liabilities of railroad corporations in relation to damages sustained by their employes, and to define who are fellow servants and who are not fellow servants, and to prohibit contracts limiting liability under this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be placed on general file.

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: Oliver Hall, C. A. Mantz, E. Hammer, Grant C. Angle, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 86, entitled "An act defining trusts, prohibiting the formation of the same, and the carrying on of business under and by virtue of trusts, and prescribing the penalty for the violation of this act," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Geo. D. Schofield, Herman D. Crow, E. M. Rands, C. A. Mantz, Stanley Hallett, Warren W. Tolman.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred amended Senate bill No. 141, entitled "An act to amend sections 9 and 11 of an act entitled 'An act to provide for the manner of commencing civil actions in superior courts and bringing the same to trial,' approved March 15, 1893," have had the same under consideration, and we respectfully report the same back to the Senate, with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Geo. D. Schofield, Harold Preston, Herman D. Crow, E. M. Rands, Warren W. Tolman, Stanley Hallett.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Railroads and Transportation, to whom was referred House bill No. 149, entitled "An act prohibiting the obstruction of streets or public highways by railroad cars," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be placed on general file.

Respectfully submitted.

HAROLD PRESTON, Chairman.

We concur in this report: Warren W. Tolman, Oliver Hall, C. A. Mantz, E. Hammer, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 12, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred House bill No. 172, entitled "An act appropriating money for the payment of certain judgments against the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that a Senate bill the same as this has passed both houses and has been signed by the Governor, and that this bill be indefinitely postponed.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 11, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, to whom was referred Senate bill No. 54, entitled "An act to amend section 6802 of Ballinger's Annotated Codes and Statutes of Washington, relating to the institution of criminal proceedings by prosecuting attorneys," have had the same under consideration, and we respectfully report the same back to the Senate without recommendation, as amended, to-wit:

At the end of section 1 add a new sub-division, as follows:

"5. Whenever a felony or misdemeanor has been committed, and the party charged with the offense is not already under indictment therefor, and the grand jury is not in session, and leave of court to bring the information is first had and obtained."

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, E. M. Rands, C. A. Mantz.

To pass: Harold Preston, Warren W. Tolman.

The report was adopted.

House bills Nos. 28, 416, 370 and 23 were referred to the sifting committee.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT :

The House has passed Senate concurrent resolution No. 19.

Also, House concurrent resolution No. 25, relating to the printing and distributing the Senate and House journals.

The House has passed House bill No. 64, relating to a state road.

Also, House bill No. 473, relating to county coroners.

Also, House bill No. 107, relating to a state road.

Also, House bill No. 450, amending Ballinger's Code.

Also, House substitute bill No. 14, relating to neglected children.

Also, House bill No. 348, relating to the office of state fire marshal.

Also, House bill No. 452, relating to road districts.

Also, House bill No. 67, relating to roads.

Also, House bill No. 491, amending section 3 of chapter 53, Session Laws of 1899.

Also, House bill No. 386, relating to a state road.

Also, House bill No. 164, relating to a state road.

Also, House bill No. 435, amending section 4623 of Ballinger's Code.

Also, House bill No. 445, relating to a bureau of statistics.

Also, House bill No. 215, for the relief of Donnelly Bros.

Also, House bill No. 61, relating to a state road.

Also, House bill No. 95, relating to a state road.

Also, House bill No. 110, amending section 13, chapter 142, Session Laws of 1899.

Also, House bill No. 485, relating to justices' of the peace.

Also, House bill No. 195, relating to a state road.

Also, House bill No. 321, for the relief of F. H. Goss.

The House has concurred in the Senate amendments to House bill No. 191, House bill No. 90, and House bill No. 349.

The House has also concurred in the Senate amendments to House bill No. 174 and House bill No. 69.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 241, entitled "An act making an appropriation for legislative expenses," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 241.

On motion of Senator Land, the vote whereby substitute for Senate bill No. 74, by Committee on State Granted, School and Tide Lands, entitled "An act giving a preference right to upland owners to purchase tide or shore lands belonging to the State of Washington," failed to pass, was reconsidered.

On motion of Senator Hemrich, the bill was amended as follows: section 1, line 1, strike out "tide water or;" section 1, line 3, strike out "tide or;" section 1, line 6, strike out "tide or;" section 3, line 2, strike out "or tide;" section 4, line 1, strike out "tide and;" section 4, line 3, strike out "tide or;" title, line 1, strike out "tide or."

The bill was referred to the Engrossing Committee.

GENERAL FILE.

Amended Senate bill No. 85, by Senator Warburton, entitled "An act regulating contracts of life insurance," was placed upon its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Garber, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty — 28.

Those absent or not voting were: Senators Crow L. C., Davis, Hall, LeCrone, Reser, and Wilshire — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 404, by Mr. Merrill, entitled "An act requiring railroad companies to weigh cars," etc., was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Baker, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, and Welty — 24.

Those absent or not voting were: Senators Angle, Baumeister, Biggs, Crow L. C., Hall, Hallett, Reser, Stewart, Warburton and Wilshire — 10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 112, by Mr. Sims, entitled "An act amending section 4391, of volume 1, of Ballinger's Annotated Codes and Statutes of Washington, the same being section 5 of an act entitled "An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this state," etc., was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 20, nays 0, absent or not voting 14.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hamilton, Hammer, Land, Mantz, Megler, Moultray, Rands, Ruth, Sharp, Tolman, Warburton and Welty—20.

Those absent or not voting were: Senators Baker, Biggs, Crow L. C., Hall, Hallett, Hemrich, LeCrone, Preston, Reser, Schofield, Smith, Stewart, Sumner, and Wilshire—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 369, by Mr. Sims, entitled "An act relating to dentistry," etc., was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Cornwell, Crow Herman D., Davis, Garber, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Sharp, Smith, Stewart, Tolman, Warburton and Welty—25.

Those absent or not voting were: Senators Baker, Clapp, Crow L. C., Hallett, Reser, Ruth, Schofield, Sumner, and Wilshire—9.

The emergency clause passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Sharp, Sumner, Tolman, and Welty—24.

Those absent or not voting were: Senators Clapp, Crow L. C., Garber, Reser, Ruth, Schofield, Smith, Stewart, Warburton, and Wilshire—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Warburton, all bills passed by the Senate to-day were ordered transmitted immediately to the House upon their passage.

A call of the Senate was demanded by Senators Tolman, Garber and Preston; all members being present except Senators L. C. Crow, Land and Reser.

On motion of Senator Megler, further proceedings under the call of the Senate was dispensed with.

On motion of Senator Megler, the Senate adjourned at 12 o'clock until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at the hour of 1:30 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Reser, who was excused.

A call of the Senate was demanded by Senators Mantz, Tolman, and Hallett; all members being present except Senators L. C. Crow and Reser.

Senator Mantz moved that the sergeant-at-arms be instructed to bring Senator L. C. Crow before the Senate.

The motion carried.

On motion of Senator Mantz, the Senate proceeded with the regular order of business, but still continued under the call of the Senate.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Engrossed Bills respectfully reports that the engrossed copy of Senate bill No. 74, entitled "An act giving a preference right to upland owners to purchase adjoining shore lands belonging to the State of Washington," has been carefully compared with the original copy thereof, and found correctly engrossed.

Respectfully submitted.

C. F. CLAPP, Chairman.

Senate bill No. 74 was placed upon its final passage, and passed by the following vote: Yeas 21, nays 3, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Davis, Hamilton, Hemrich, Land, LeCrone, Megler, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—21.

Those voting nay were: Senators Hallett, Preston, and Welty—3.

Those absent or not voting were: Senators Baker, Biggs, Crow Herman D., Crow L. C., Garber, Hall, Hammer, Mantz, Moultray, and Reser—10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 83, by Mr. Buck, entitled "An act providing for establishing private fish hatcheries, and for the control, sale and disposition of fish spawn, fry and fish raised in private hatcheries, defining the duties of the fish commissioner in relation thereto, providing a penalty for the violation thereof, and repealing all laws in conflict therewith," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire—29.

Those absent or not voting were: Senators Crow L. C., Rands, Reser, Stewart, and Warburton—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 105, by Committee on Judiciary, entitled "An act amending sections 5248, 5248a, etc., Ballinger's Code," etc., was read the third time, placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, LeCrone, Mantz, Megler, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—27.

Those absent or not voting were: Senators Biggs, Crow L. C., Hammer, Land, Moultray, Preston, and Reser—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 82, by Mr. Gunderson, by request, relating to school text books, etc., was read the third time, placed upon its final passage, and passed by the following vote: Yeas 21, nays 10, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Davis, Hall, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, and Wilshire—21.

Those voting nay were: Senators Baumeister, Cornwell, Garber, Hallett, Land, Mantz, Stewart, Tolman, Warburton, and Welty—10.

Those absent or not voting were: Senators Crow Herman D., Crow L. C., and Reser—3.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 246, by Insurance Committee, entitled "An act to regulate marine insurance, brokers," etc., was read the third time by sections.

Senator Preston moved that the new section 6, of the engrossed bill, be amended by inserting after the word "issue," the word "negotiate."

The motion carried.

Senator Preston moved that the new section 6, of the engrossed bill, be amended by inserting after the first word "issuing," the word "negotiating."

The motion carried.

Senator Rands moved to amend section 2, line 4, of the printed bill, by striking the word and figure "one (1)" and inserting the word and figure "two (2)" in lieu thereof.

The motion carried.

The bill was placed upon its final passage and passed by the following vote: Yeas 24, nays 7, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—24.

Those voting nay were: Senators Biggs, Clapp, Cornwell, Preston, Rands, Ruth, and Welty—7.

Those absent or not voting were: Senators Hamilton, Reser, and Schofield—3.

The emergency clause passed by the following vote: Yeas 24, nays 3, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—24.

Those voting nay were: Senators Clapp, Cornwell, and Ruth—3.

Those absent or not voting were: Senators Baumeister, Biggs, Preston, Rands, Reser, Schofield, and Welty—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 271, by Mr. Puckett, entitled "An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed," was read the third time, placed upon its final passage, and failed to pass by the following vote: Yeas 17, nays 16, absent or not voting 1.

Those voting yea were: Senators Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hammer, Mantz, Moultray, Preston, Sharp, Tolman, Warburton, Welty, and Wilshire—17.

Those voting nay were: Senators Andrews, Baker, Biggs, Clapp, Davis, Hamilton, Hemrich, Land, LeCrone, Megler, Rands, Ruth, Schofield, Smith, Stewart, and Sumner—16.

Senator Reser being absent.

On motion of Senator Ruth, the further call of the Senate was dispensed with.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

The House has concurred in the Senate amendment to House bill No 404.

The House has also concurred in the Senate amendment to House bill No. 112.

The House has passed Senate memorial No. 15.
Also, House bill No. 261, relating to a state road.
Also, House bill No. 476, relating to eminent domain.
Also, House bill No. 449, relating to the Stuck river.
Also, House bill No. 443, relating to railway inspector.
Also, House bill No. 434, relating to estates tail.
The speaker of the House has signed House joint resolution, No. 23.
Also, substitute House bill No. 191.
Also, House bill No. 286.
Also, House bill No. 349.
Also, House bill No. 90.
Also, House bill No. 212.
Also, House bill No. 51.
And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House joint resolution No. 23, Substitute House bill No. 191, House bills Nos. 286, 349, 90, 212, and 51.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 163, to protect seed buyers, with the following amendment: After the word "shall" in line 1, insert the word "knowingly."

Also, senate bill No. 196.

Also, Senate bill No. 45.

Also, Senate bill No. 176.

Also, House bill No. 453, providing for the repair of a wagon road along Sans Poil creek.

Also, House bill No. 484, relating to salaries of officers of counties of the eighteenth class.

Also, Senate bill No. 59, with the following amendments: Amend section 1, by striking out after the word "in" in line 3 the words "any city of the first, second or third classes," and insert in lieu thereof the words "any incorporated city or town." Amend section 15, line 8, of engrossed bill, by inserting after the word "act" the following: "or who uses or allows towels to be used on more than one person before such towels have been laundered; or razors, lather, or hair brushes on than one person before same shall have been sterilized."

Also, Senate bill No. 189.

Also, House substitute bill No. 70, providing for the improvement of the state wagon road between Bullion's Cabin, Chelan county, and Ferguson Trail, etc.

Also, House bill No. 426, relating to the survey of public roads, etc.

Also, Senate bill No. 249.

Also, Senate bill No. 206.

Also, Senate bill No. 205.

The speaker of the House has signed Senate bill No. 241.

The House has passed Senate bill No. 120.

Also, Senate bill No. 79.

The House has concurred in the Senate amendment to House bill No. 83.

The House has concurred in the Senate amendment to House bill No. 105.

The House has also concurred in the Senate amendments to House bill No. 246.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate concurrent resolution No. 19 has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The President signed Senate concurrent resolution No. 19.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 147.

Also Senate bill No. 154.

The Speaker of the House has signed Senate concurrent resolution No. 19.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Land, the Senate concurred in House amendment to Senate bill No. 163, by the following vote:

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Smith, Sumner, Tolman, Warburton, Welty, and Wilshire — 26.

Senator Sharp voted nay.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Davis, Mantz, Reser, and Stewart — 7.

On motion of Senator Warburton, the Senate refused to concur in first House amendment to Senate bill No. 59.

Senator Megler, president *pro tem.*, was called to the chair.

House bill No. 13, by Mr. Falknor, entitled "An act relating to revenue and taxation and amending section 2 of an act amend-

ing an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' " etc., was read the third time.

On motion of Senator Wilshire, section 1, sub-division 7, line 40, of the printed bill, was amended by striking the word "two" and inserting the word "three" in lieu thereof.

The bill was placed upon its final passage, and passed by the following vote: Yeas 20, nays 5, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, LeCrone, Megler, Moultray, Rands, Ruth, Sharp, Smith, Stewart, Tolman, and Wilshire—20.

Those voting nay were: Senators Baker, Mantz, Preston, Sumner, and Warburton—5.

Those absent or not voting were: Senators Biggs, Garber, Hall, Hammer, Hemrich, Land, Reser, Schofield, and Welty—9.

The emergency clause failed to pass by the following vote: Yeas 15, nays 9, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Davis, Hallett, Hamilton, Megler, Rands, Ruth, Sharp, Smith, Stewart, Tolman, and Wilshire—15.

Those voting nay were: Senators Baker, Clapp, Crow Herman D., Crow L. C., Garber, LeCrone, Mantz, Preston, and Sumner—9.

Those absent or not voting were: Senators Biggs, Hall, Hammer, Hemrich, Land, Moultray, Reser, Schofield, Warburton, and Welty—10.

On motion of Senator Herman D. Crow, the vote whereby the emergency clause to House bill No. 13 failed to pass was reconsidered, and the emergency clause failed to pass by the following vote: Nays 18, yeas 6, absent or not voting 10.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Hamilton, Hammer, LeCrone, Megler, Rands, Ruth, Sharp, Smith, Stewart, Tolman, Warburton, and Wilshire—18.

Those voting nay were: Senators Baker, Clapp, Garber, Mantz, Preston, and Sumner—6.

Those absent or not voting were: Senators Biggs, Davis, Hall, Hallett, Hemrich, Land, Moultray, Reser, Schofield, and Welty—10.

The title was amended by striking out the emergency clause therein.

Consent was given to present the following committee reports out of order:

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Public Revenue and Taxation, to whom was referred House bill No. 219, entitled "An act to amend section 24 of Session Laws of 1899, relating to revenue and taxation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. ED. S. HAMILTON, Chairman.

We concur in this report: A. S. Ruth, C. F. Clapp, E. Baumeister.

The report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Commerce, to whom was referred House bill No. 173, entitled "An act relating to logs," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass.

Respectfully submitted. C. F. CLAPP, Chairman.

We concur in this report: L. B. Andrews, L. C. Crow.

The report was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

The House has receded from its amendment to section 1, of Senate bill No. 59.

The House has passed Senate bill No. 186; also Senate bill No. 148, and the same are herewith transmitted. E. D. COWEN, Chief Clerk.

House bill No. 338, by Mr. Fairchild, entitled "An act relating to the qualification of electors," etc., was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultry, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, and Wilshire—29.

Those absent or not voting were: Senators Angle, Hallett, Reser, Stewart, and Welty—5.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The president resumed the chair.

House bill No. 341, by Mr. Earles, entitled "An act extending the right of eminent domain to water power companies," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 27, nays 1, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, and Welty—27.

Senator Tolman voted nay.

Those absent or not voting were: Senators Crow Herman D., Mantz, Moultray, Preston, Reser, and Wilshire—6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 223, by Mr. Wilson, entitled "An act relating to the intimidating or bribing of voters, and amending section 7420 of Ballinger's Annotated Codes and Statutes of Washington," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 23, nays 3, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Sharp, Smith, Tolman, Welty, and Wilshire—23.

Those voting nay were: Senators Hamilton, Ruth, and Stewart—3.

Those absent or not voting were: Senators Biggs, Clapp, Cornwell, Davis, Reser, Schofield, Sumner, and Warburton—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The Senate resolved itself into a committee of the whole to consider House bill No. 129, by Mr. Ehrlich, entitled "An act to provide for a state building and for the collection, exhibition

and maintenance of the products of the State of Washington at the Pan-American Exposition at Buffalo, New York, and making an appropriation therefor.”

The bill was considered in the committee of the whole, Senator Hamilton in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Baker, the report was adopted.

On motion of Senator Wilshire, the reading just had in the committee of the whole was considered the third reading, and the bill was placed upon its final passage, and passed by the following vote: Yeas 20, nays 10, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Crow L. C., Davis, Hamilton, Hammer, Hemrich, Land, LeCrone, Moultray, Ruth, Smith, Sumner, Tolman, Warburton, Welty, and Wilshire—20.

Those voting nay were: Senators Baumeister, Cornwell, Crow Herman D., Garber, Hall, Mantz, Megler, Rands, Sharp, and Stewart—10.

Those absent or not voting were: Senators Hallett, Preston, Reser, and Schofield—4.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 380, by Mr. Gorham, entitled “An act to protect from injury and destruction trees and shrubs in highways and other public places, and providing a penalty for the violation thereof,” was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 24, nays 0, absent or not voting 10.

Those voting yea were: Senators Angle, Baker, Baumeister, Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, and Wilshire—24.

Those absent or not voting were: Senators Andrews, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Reser, Schofield, Warburton, and Welty—10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 418, by Mr. Waters, entitled “An act to amend section 10 of an act entitled ‘An act providing for the

manner of locating and holding lode and placer mining claims, prescribing authority of mining districts,'” was read the third time by sections.

Upon motion of Senator Hall, the title of the bill was amended by adding thereto the words “approved March 8, 1899, and declaring an emergency,” and by adding to the bill the following section:

“SEC. 2. An emergency exists and this act shall take effect immediately.”

The bill was placed upon its final passage, and passed by the following vote: Yeas 22, nays 0, absent or not voting 12.

Those voting yea were: Senators Angle, Baker, Baumeister, Crow L. C., Garber, Hall, Hammer, Hemrich Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire—22.

Those absent or not voting were: Senators Andrews, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Hallett, Hamilton, Reser, Schofield, Stewart, and Warburton—12.

The emergency clause passed by the following vote: Yeas 24, nays 1, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Cornwell, Crow L. C., Davis, Garber, Hall, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire—24.

Senator Baker voted nay.

Those absent or not voting were: Senators Biggs, Clapp, Crow Herman D., Hallett, Hemrich, Reser, Schofield, Stewart, and Warburton—9.

House bill No. 417, by Mr. Stocking, entitled “An act relating to cemeteries and burial places,” was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow L. C., Davis, Garber, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—28.

Those absent or not voting were: Senators Clapp, Crow Herman D., Hall, Hallett, Reser, and Wilshire—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 228, by Mr. Bostwick, entitled "An act for the protection of the American flag and coat of arms of the United States," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Sumner, Tolman, Warburton, Welty and Wilshire—26.

Those absent or not voting were: Senators Biggs, Clapp, Hall, Hamilton, Land, Reser, Schofield, and Stewart—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 317, by Mr. Gunderson, entitled "An act to amend section 2 of an act entitled 'An act authorizing the issuance of state bonds and the investment of the permanent school funds therein, and declaring an emergency,' being chapter XLIV of the session laws of 1899, approved March 8, 1899, and declaring an emergency," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, and Welty—27.

Those absent or not voting were: Senators Biggs, Davis, Hamilton, Hammer, Reser, Stewart, and Wilshire—7.

The emergency clause passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—29.

Those absent or not voting were : Senators Baker, Biggs, Hamilton, Reser, and Wilshire—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 228, by Mr. Bostwick, entitled "An act for the protection of the American flag and coat of arms of the United States," was read the third time, placed upon its final passage and passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Sumner, Tolman, Warburton, Welty, and Wilshire—26.

Those absent or not voting were: Senators Biggs, Clapp, Hall, Hamilton, Land, Reser, Schofield, and Stewart—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 353, by Mr. Nesbitt, entitled "An act relating to the classification of counties, and amending section 1563 of Ballinger's Annotated Codes and Statutes of Washington," was read the third time.

Senator Rands moved to amend section 1, line 3, of the printed bill by inserting after the word "officers" the words "and for all other purposes."

The motion carried.

The bill was placed upon its final passage, and passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Welty—27.

Those absent or not voting were: Senators Biggs, Hamilton, Moultray, Preston, Reser, Warburton, and Wilshire—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 447, by Mr. Allen, entitled: An act to authorize the Governor and the Commissioner of Public Lands to con-

vey to Louis Feureur tide lands, etc., was read the third time by sections.

Upon motion of Senator Megler, the preamble was stricken out.

Upon motion of Senator Preston, the vote whereby the preamble was stricken out, was reconsidered and the preamble was not stricken out.

The bill was placed upon its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 30.

Those absent or not voting were: Senators Baker, Cornwell, Hamilton, and Reser — 4.

The emergency clause passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 28.

Those absent or not voting were: Senators Baker, Biggs, Garber, Hall, Preston, and Reser — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 467, by Mr. Allen, entitled "A bill for an act relating to the leasing of the right to build and maintain wharves, docks and other structures on harbor area, and declaring an emergency," was read the third time by sections.

On motion of Senator Warburton, the preamble was stricken.

The bill was placed upon its final passage, and passed by the following vote: Yeas 26, nays 1, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 26.

Senator Garber voted nay.

Those absent or not voting were : Senators Baumeister, Hall, Hallett, Mantz, Preston, Reser, and Sumner—7.

The emergency clause passed by the following vote : Yeas 28, nays 1, absent or not voting 5.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Welty—28.

Senator Warburton voted nay.

Those absent or not voting were : Senators Crow L. C., Hall, Mantz, Reser, and Wilshire—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT :

The House has concurred in the Senate amendments to House bill No. 13.

The House has passed Senate bill No. 174.

The Speaker of the House has signed Senate bill No. 79.

Also, Senate bill No. 206.

Also, Senate bill No. 205.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 196, entitled "An act for the protection of bass, perch, pickerel and pike in the lakes of the state," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The President signed Senate bill No. 196.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 206, entitled "An act making a deficiency appropriation for the stationery and desk supply fund for the fiscal year

ending March 31, 1901," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The President signed Senate bill No. 206.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 79, entitled, "An act to amend section 5248a of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 79.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled bills respectfully reports that the enrolled copy of Senate bill No. 205, entitled "An act making an appropriation for the State Board of Health for the fiscal year ending March 31, 1901, has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 205.

The following resolution was introduced by Senator Welty:

OLYMPIA, WASH., March 13, 1901.

Resolved, That Myrtle Nethery, Jeannette Thompson and Anna M. Macleay be appointed Senate enrolling clerks to serve until the work is completed, and to receive \$4.00 per day for such service.

The resolution was adopted.

Oath of office was administered to Myrtle Nethery by the president.

House joint memorial No. 13, by Mr. Ulmer, entitled "Memorial to Congress asking establishment of telegraph lines along coast from Cape Flattery to Umatilla reef."

The memorial was read the first time; and, upon motion, the rules were suspended, the memorial bill was read the second time by title, and referred to the sifting committee.

House bill No. 446, by Mr. Stocking, entitled "An act providing for the appropriation of five thousand dollars, to meet the expenses of the committee appointed by House concurrent resolution No. 14, to investigate the executive offices of the State, touching all matters and things pertaining thereto for the term ending January, 1901."

The bill was read the first time ; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Appropriations.

House bill No. 469, by Mr. Johnson, entitled "An act providing for the assessment and taxation of mining claims, improvements thereon and of the net proceeds of mines."

The bill was read the first time ; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 464, by Mr. Comstock, entitled "An act providing for the submission to the qualified voters of any school district in this state, the question of establishing and maintaining free kindergarten schools."

The bill was read the first time ; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 451, by Mr. Anderson, entitled "An act changing the name of the town of Millington, Stevens county, Washington, to the town of Bossburg."

The bill was read the first time ; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 346, by Committee on Municipal Corporations, entitled "An act amending sub-section 7, of section 938 of Ballinger's Annotated Codes and Statutes of Washington, relating to general powers of cities of third class."

The bill was read the first time ; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 321, by Mr. Buck, entitled "An act for the relief of F. H. Goss, and making an appropriation therefor."

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the Committee on Judiciary.

House bill No. 485, by Mr. Tucker, entitled "An act to amend sections 559 and 561 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to elections, etc., of justices of the peace and constables."

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 110, by Mr. Thompson, entitled "An act to amend section 13 of chapter 142 of the Session Laws of 1899."

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 215, by Mr. Ehrlich, entitled "An act for the relief of Donnelly Brothers and providing for the erection of a monument to the memory of N. C. Polley."

The bill was read the first time ; and on motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 445, by Mr. Gorham, entitled "An act creating a bureau of statistics, agriculture and immigration and making an appropriation therefor."

The bill was read the first time ; and, on motion, the rules were suspended, the bill read the second time by title, and referred to the sifting committee.

House bill No. 435, by Mr. Dawes, entitled "An act relating to estates in land and, amending sections 4623 of Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 491, by Mr. Bush, entitled "An act to amend section 3 of chapter 53 of the Session Laws of 1899."

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 348, by Mr. Corey, entitled "An act to establish the office of fire marshal, and to prescribe the duties and powers of the state fire marshal."

The bill was read the first time ; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Judiciary.

House substitute bill No. 14, by Mr. Lewis, entitled "An act better to provide for the maintenance and education of orphans,

homeless, neglected or abused children, and empowering county commissioners in that behalf, and declaring an emergency."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to sifting committee.

House bill No. 473, by Mr. Gorham, entitled "An act authorizing county coroners to appoint deputies, and providing for their compensation."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to sifting committee.

House bill No. 450, by Mr. McCoy, entitled "An act amending section 4954 of Ballinger's Annotated Codes and Statutes of Washington, and repealing conflicting laws."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to sifting committee.

House bill No. 443, by Mr. Gorham, entitled "An act creating a bureau of labor, etc., and declaring an emergency."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to Committee on Manufactures.

House bill No. 434, by Mr. Dawes, entitled "An act relating to estates' tail."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to sifting committee.

House bill No. 426, by Mr. Brown, entitled "An act relating to the survey of public roads," etc.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 449, by Mr. Corliss, entitled "An act to authorize appointments of a commission to examine the overflow of Stuck river," etc.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 476, by Mr. Rawson, entitled "An act to enable cities of the first class to exercise right of eminent domain."

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House bill No. 484, by Mr. Jerard, relating to salaries of officers of counties of the 18th class.

The bill was read the first time; and, upon motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House concurrent resolution No. 16, by Mr. Harrison, entitled "For the improvement of Skagit river," was read and referred to the sifting committee.

House memorial No. 12, by Mr. Philbrick, entitled "A memorial to the President of the United States for the elimination of certain agricultural lands from the Olympic forest reserve as recommended by the superintendent of forestry of the State of Washington."

The bill was read the first time; and, on motion, the rules were suspended, the bill was read the second time by title, and referred to the sifting committee.

House concurrent resolution No. 20, by Mr. Furgeson, relating to the printing and distributing of the Senate and House journals, was read and referred to the siftings committee.

On motion of Senator Mantz, House bills Nos. 261, 70, 195, 95, 61, 386, 164, 67, 452, 64, 107 and 453 were referred to the special committee on roads.

On motion of Senator Wilshire, House bill Nos. 461, 373, 31, 401, 332 and 378, with reports thereon by committees, were referred to the sifting committee.

On motion of Senator Warburton, the Senate adjourned at 6 o'clock P. M. until Thursday, March 14, 1901, at 10 o'clock A. M.

T. P. FISK,
Secretary of the Senate.

HENRY MCBRIDE,
President of the Senate.

SIXTIETH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Thursday, March 14, 1901, }
10 o'clock A. M.

President McBride called the Senate to order at the hour of ten o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senators Reser and Baumeister who were excused.

Rev. Mr. Glass offered prayer.

On motion of Senator Andrews, the reading of yesterday's journal was dispensed with and it was approved.

On motion of Senator Megler, the flag on the capitol building was ordered placed at half mast in respect to the memory of ex-President Harrison.

The following resolution was presented by Senator Garber:

Resolved, That the secretary be authorized to pay W. F. McMahon \$15.00 for three days service investigating state offices.

The resolution was adopted.

On motion of Senator Welty, Alexander Mackinnon was employed as assistant enrolling clerk.

The following resolution by Committee on Employes other than Regular, was read :

Be it resolved, That the present janitor is authorized to perform the necessary janitor work in the Senate chamber, after adjournment; to take possession of the property belonging to the state remaining in said Senate chamber and to deliver same to the Secretary of State, in consideration of which service said janitor shall receive the sum of twenty-five dollars.

On motion of Senator Wilshire, the resolution was laid on the table.

The following resolution was introduced by Senator Sharp, by request :

WHEREAS, clerks of the Senate who were not sworn in immediately upon their election were compelled when sworn in to perform the labors that accumulated during the time intervening between their election and the time of their being sworn in : therefore,

Be it resolved, That such clerks receive regular compensation for each day between their election and the day of their being sworn in, in

consideration of performing the work aforesaid, provided that this resolution shall not be considered to affect such clerks antedating their election as employes of the Senate.

On motion of Senator Preston, the resolution was laid on the table.

The president resumed the chair.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate memorial No. 15 has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate memorial No. 15.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 163, entitled "An act to protect seed buyers in the State of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 163.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 186, entitled "An act to amend sections 4 and 9 of chapter 118, Session Laws of 1899, relating to public printing and binding, approved March 13, 1899," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 186.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 45, entitled "An act providing for admission to the Soldiers' Home of veterans of the Indian war of 1855-6," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 45.

The following communication from the Governor was received.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 13, 1901.

To the Honorable the Senate of the State of Washington:

GENTLEMEN — I have the honor to inform you that the Governor has this day approved the following bill:

Senate bill No. 224, entitled "An act authorizing any county in the State of Washington to join with any city," etc., "in paying for the construction of any bridge," etc.

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

On motion of Senator Schofield, House memorial No. 12, by Mr. Philbrick, relating to taking out certain agricultural lands from the Olympic forest reserves, was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 26, nays 0, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Warburton — 26.

Those absent or not voting were: Senators Baumeister, Crow Herman D., Hemrich, Mantz, Preston, Reser, Welty, and Wilshire — 8.

On motion of Senator Warburton, House bill No. 378 was temporarily passed over with the understanding it should be taken up the first thing after noon recess.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has passed House bill No. 86, authorizing county commissioners to provide depositories for public money.

Also, Senate bill No. 57, with the following amendments: Strike out the last three words in line 4, section 1, and the first six words in line 5, and insert "to the mouth of the Queets river." Amend section 2, by striking out the word "conveyed" from line 2. Amend section 3, by striking out all after the word "extended" in line 2. Amend Section 4, by striking out the whole section. In the title strike out the words "Jefferson and Clallam," and insert "county" in place of "counties," and all after the word "forever."

Also, Senate bill No. 276, with the following amendment: Amend section 2, by striking out all of line 1, and the words "this act" in line 2, and substitute therefor the words "all fraternal beneficiary associations."

The House has concurred in Senate amendments to House bill No. 338.

The House has also concurred in the Senate amendments to House bill No. 341.

The House has also concurred in the Senate amendments to House bill No. 223.

The House has also concurred in the Senate amendment to House bill No. 228.

The House has passed Senate bill No. 231.

Also, Senate bill No. 244.

Also, Senate bill No. 130.

Also, Senate bill No. 55.

Also, Senate bill No. 35.

Also, Senate bill No. 81.

Also, Senate bill No. 48.

Also, Senate bill No. 235.

Also, Senate bill No. 210.

Also, Senate bill No. 229.

Also, Senate bill No. 236.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Preston, Senate bill No. 236, as amended by the House, was returned for correction.

On motion of Senator Schofield, the Senate concurred in House amendments to Senate bill No. 276 by the following vote: Yeas 32, nays 0, absent or not voting 2.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—32.

Those being absent or not voting were: Senators Baumeister and Reser—2.

On motion of Senator Schofield, the Senate concurred in House amendments to Senate bill No. 57 by the following vote :

Those voting yea were : Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—32.

Those absent or not voting were : Senators Baumeister and Reser—2.

GENERAL FILE.

House bill No. 179, by Mr. Brown, entitled "An act relating to improvements in cities of first class," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 23, nays 0, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baumeister, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hamilton, Hammer, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, and Wilshire.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Cornwell, Hall, Hemrich, Land, Moultray, Reser, Stewart, and Welty — 11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The following committee reports were presented out of order:

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred House bill No. 31, entitled "An act for the relief of John Nicklas and Joseph Nicklas," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Amend section 1, line 1 of the printed bill by striking out the words and figures "one hundred and fifty dollars and ten cents (\$150.10)," and inserting the words and figures "forty dollars (\$40)" in lieu thereof.

Amend section 2 by changing the period at the end of the section to a comma, and adding the following: "In full settlement of all claims against the State of Washington."

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, and Grant C. Angle.

On motion of Senator Land, the report was amended by striking out the proposed amendment in section 1, line 1, of the printed bill the words and figures "forty (\$40) dollars," and inserting the words and figures "fifty (\$50) dollars."

The report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, your Committee on Claims and Auditing, to whom was referred House bill No. 73, entitled "An act for the relief of Henry Sommers,"

have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same do pass with the following amendments:

Amend section 1, line 1, by striking out the words "two hundred and eight," and inserting the words "one hundred and sixty-five" in lieu thereof.

Amend section 2 by changing the period at the end of the section to a comma, and adding the following: "In full settlement of all claims against the State of Washington."

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, and Grant C. Angle.

The report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 321, entitled "An act for the relief of F. H. Goss, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Stanley Hallett, Geo. D. Schofield, Warren W. Tolman, E. M. Rands.

The majority report was adopted.

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT:

I, a minority of your Committee on Judiciary, do respectfully recommend that House bill No. 321 do not pass.

Respectfully submitted.

HERMAN D. CROW.,

The Senate resolved itself into a committee of the whole to consider the following bills:

House bill No. 73, by Mr. Dawes: An act for the relief of Henry Somers.

House bill No. 31, by Mr. Tucker: For the relief of John Nicholas and Joseph Nicholas.

House bill No. 215, by Mr. Ehrlich: For the relief of Donnelly Bros.

House bill No. 305, by Mr. Fairchild: For the relief of Capt. Henry Roeder.

House bill No. 321, by Mr. Buck: For the relief of F. H. Goss.

The bills were considered in the committee of the whole, Senator Rands in the chair, and reported back to the Senate with the following recommendations: That House bill No. 73 do pass. That House bill No. 31 do pass. That House bill No.

215 do pass. That House bill No. 305 do pass. That House bill No. 321 do pass with the following amendment: Section 1, line 5, insert "all" between "for" and "days;" strike out "sustained" and insert "claimed" for it; strike all between "Goss" in line 5 and "the said" in line 6 and insert in lieu thereof "in connection with the matter of."

On motion of Senator Rands, the report of the committee of the whole was adopted.

On motion of Senator Warburton, the reading just had in the committee of the whole on House bills Nos. 73, 31, 215, 305 and 321 was considered the third reading.

On motion of Senator Tolman, speeches of Senators were limited to three minutes each on any one question.

On motion of Senator Preston, House concurrent resolution No. 26, with reference to the death of the late ex-President Harrison, was read and adopted unanimously.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed the following House bills, Nos. 404, 317, 228, 174, 112, 246, 105, 341, 417, 129, 447, 13, 223, 380, 83, 82, 369, and 69.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed the above House bills.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed the following Senate bills Nos. 196, 163, 45, 186, and Senate joint memorial No. 15.

The House has passed House bill No. 454, for the relief of the Olympia Light and Power Company, etc.

Also, House bill 492, regulating mutual fire insurance companies, etc.

Also, House bill No. 444, making an appropriation for a fish way at Granite Falls, Snohomish county.

Also, Senate concurrent resolution No. 18.

Also, House concurrent resolution No. 26, relating to the death of ex-President Benjamin Harrison.

Also, Senate bill No. 233.

E. D. COWEN, Chief Clerk.

Also, Senate bill No. 181, with the following amendments:

Amend section 1, line 3, being line 2 of the printed bill, by striking out the words "who shall advance or."

Amend section 1 by striking out all of lines 3 and 4 and part of line 5, said part being the balance of the word "merchandise," being lines 4, 5 and 6, and part of line 7 of the engrossed bill.

Amend section 1 by striking out in line 5, being line 7 of the engrossed bill, by striking out the words "mortgagor, pledgor;" also amend line 6, being lines 7 and 8 of the engrossed bill, in the same manner.

Amend section 1, line 7, being line 10 of the engrossed bill, by striking out the words "ory an part of the money or thing of value to be lent."

Amend line 9, being line 12 of the engrossed bill, by striking out the words "mortgagor, pledgor," where the same twice occurs in the printed bill, and also in line 13 of the engrossed bill.

Amend line 12, of the printed bill, being line 17 of the engrossed bill, by striking out the words " mortgagor or pledgor."

Amend lines 13 and 14, of the printed bill, being line 17 of the enrolled bill, by striking out the words " mortgagor or pledgor."

Amend line 14, of the printed bill, being line 18 of the engrossed bill, by striking out the words " mortgagor, pledgor."

Amend section 1, line 16, being line 31 of the engrossed bill, by striking out the word "mortgagor," which word occurs in parentheses.

Amend section 1, line 19, of the engrossed bill, by striking out all after the word "indebted" down to and including the word "merchandise," in line 22, of the engrossed bill, being line — of the printed bill.

Amend section 1, line 19, being line 34 of the engrossed bill, by striking out the word "mortgagor," which occurs in parentheses.

Amend section 1, line 22, being line 38 of the engrossed bill, by striking out the word "mortgagor," which occurs in parentheses.

Amend section 2 by striking out all after the word "credit," in line 2, being line 3 of the engrossed bill, down to and including the word "merchandise," in line 4, being line 6, of the engrossed bill.

Amend by striking out in line 5, being lines 7 and 8 of the engrossed bill, by striking out the words "or sum of money or thing of value to be lent."

Amend line 6, being line 9 of the engrossed bill, by striking out the words "mortgagor or pledgor."

Amend line 8, being line 12 of the engrossed bill, by striking out the words "or the amount to be loaned thereon."

Amend line 9, being lines 13 and 14 of engrossed bill, by striking out the words "mortgagor or pledgor."

Amend lines 11 and 12, being lines 17 and 18 of engrossed bill, by striking out the words, "or the money or thing of value to be lent on said property."

Amend lines —, being lines — of engrossed bill, by striking out the words "according to the legal priority thereof if there be any as shown by such sworn statement."

Amend section 2, line 15, being line 23 of engrossed bill, by striking out the words "or incumbrance."

Amend section 2, line 15, being line 24 of the engrossed bill, by striking out the words "mortgagor or pledgor."

Amend by striking out in the last two lines of section 2, the following: "As to any creditors of the vendor, mortgagor or pledgor."

Amend section 3, line 1, by striking out the words "mortgagor or pledgor."

Amend section 3, line 2, being lines 3 and 4 of engrossed bill, by striking out the words "mortgagor or pledgor."

Amend section 3, line 5, being line 7 of engrossed bill, by striking out the words "mortgagor or pledgor."

Amend section 3, line 8, being lines 11 and 12 of engrossed bill, by striking out the words "at hard labor."

Amend same section, and same line, by striking out the word "two" and insert in lieu thereof the word "one" and add at the end of the section after the word "years" the words "or shall be fined in any sum not exceeding one thousand dollars."

Amend section 4, line 5, by striking out all after the word "conveyed" being line 7 of the engrossed bill, down to the word "shall" in line 8, being line 13 of the engrossed bill; also strike out in line 9, being lines 13 and 14 of engrossed bill, the words "mortgagor or pledgor," and insert the word "and" in line 9 before the word "transfer," and add at the end of section 2, the following: "Provided, however, That such vendor produces and

delivers a written waiver of the provisions of this act from his creditors as shown by such verified statement, then and in that case the provisions of this section shall not apply.

The House passed Senate resolution No. 220.

Also, Senate bill No. 223.

Also, House bill No. 367, providing for the printing of the fourth biennial report of the commissioner of horticulture.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

Upon motion of Senator Preston, the Senate refused to concur in the House amendments to Senate bill No. 181.

House bill No. 73, by Mr. Dawes, entitled "An act for the relief of Henry Somers," was placed upon its final passage, and failed to pass by the following vote: Yeas 16, nays 12, absent or not voting 6.

Those voting yea were: Senators Andrews, Baker, Davis, Hall, Hamilton, Hemrich, Land, Megler, Moultray, Preston, Rands, Schofield, Smith, Stewart, Warburton, and Wilshire—16.

Those voting nay were: Senators Angle, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Hammer, LeCrone, Mantz, Sumner, and Tolman—12.

Those absent or not voting were: Senators Baumeister, Biggs, Reser, Sharp, Ruth, and Welty—6.

A call of the Senate was demanded by Senators Hamilton, Preston and Stewart; all members being present except Senators Ruth, Reser, and Baumeister, who were excused.

On motion of Senator Moultray, the further call of the Senate was dispensed with.

House bill No. 31, by Mr. Tucker, entitled "An act for the relief of John Nicholas and Joseph Nicholas," was placed upon its final passage, and passed by the following vote: Yeas 18, nays 7, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Biggs, Crow Herman D., Crow L. C., Davis, Garber, Hamilton, Hemrich, Land, LeCrone, Megler, Moultray, Preston, Sharp, Smith, Warburton, and Wilshire—18.

Those voting nay were: Senators Baker, Clapp, Cornwell, Hallett, Hammer, Sumner, and Tolman—7.

Those absent or not voting were: Senators Baumeister, Hall, Mantz, Rands, Reser, Ruth, Schofield, Stewart, and Welty—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House bill No. 215, by Mr. Ehrlich, for the relief of Donnelly Bros., was placed upon its final passage, and passed by the following vote: Yeas 26, nays 1, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire — 26.

Senator Garber voted nay.

Those absent or not voting were: Senators Baumeister, Hall, Hamilton, Rands, Reser, Ruth, and Welty — 7.

These being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 305, by Mr. Fairchild, entitled "An act for the relief of Capt. Henry Roeder," was placed upon its final passage, and passed by the following vote: Yeas 18, nays 8, absent or not voting 8.

Those voting yea were: Senators Andrews, Biggs, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, LeCrone, Megler, Moultray, Preston, Rands, Sharp, Stewart, Sumner, Tolman, and Warburton — 18.

Those voting nay were: Senators Angle, Clapp, Cornwell, Hammer, Hemrich, Mantz, Smith, and Wilshire — 8.

Those absent or not voting were: Senators Baker, Baumeister, Crow Herman D., Land, Reser, Ruth, Schofield, and Welty — 8.

There being no objections, the title of the bill was ordered to stand as the title of act.

House bill No. 321, by Mr. Buck, entitled "An act for the relief of F. H. Goss," was placed upon its final passage, and passed by the following vote: Yeas 23, nays 5, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Biggs, Clapp, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Rands, Schofield, Smith, Stewart, Tolman, Warburton, and Wilshire — 23.

Those voting nay were: Senators Baker, Crow Herman D., Preston, Sharp, and Sumner — 5.

Those absent or not voting were: Senators Baumeister, Cornwell, Hammer, Reser, Ruth, and Welty — 6.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has passed Senate bill No. 83, with the following amendment : Amend section 3, line 3, by inserting after the word "state" the words "has heretofore been or," and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Hamilton, the Senate concurred in House amendment to Senate bill No. 83 by the following vote :

Those voting yea were : Senators Andrews, Angle, Baker, Biggs, Clapp, Cornwell, Crow Herman D., Davis, Hallett, Hamilton, LeCrone, Megler, Moultray, Rands, Schofield, Smith, Stewart, and Warburton.

Those voting nay were : Senators Garber, Preston, Sharp, Tolman, and Wilshire — 5.

Those absent or not voting were : Senators Baumeister, Crow L. C., Hall, Hammer, Hemrich, Land, Mantz, Reser, Reth, Sumner and Welty — 11.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Messrs. Fairchild, Jones and Rosenhaupt have been appointed as a conference committee on Senate bill No. 181.

E. D. COWEN, Chief Clerk.

The president appointed Senators Preston, Warburton and Rands as a conference committee on Senate bill No. 181.

On motion of Senator Megler, the Senate adjourned at 12:10 o'clock P. M. until 2 o'clock this afternoon.

AFTERNOON SESSION.

President McBride called the Senate to order at the hour of two o'clock, pursuant to adjournment.

The secretary called the roll; all the members being present except Senator Reser, who was excused.

On motion of Senator Tolman, the Senate concurred in House amendment to Senate bill No. 59, in section 15, by the following vote.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 33.

Absent or not voting, Senator Reser.

House bill No. 378, substitute for House bill No. 178, by Mr. Jones, relating to streets and alleys on tide and shore lands, was read the third time by sections.

The report of the Committee on Municipal Corporations, recommending that the bill pass with amendments, was not adopted.

Senator Preston moved to amend the bill as follows: Amend the title of the act by adding, at the end thereof, the following words: "And confirming all acts of supervision and control thereof by such cities hitherto." Amend section 1 of the act by adding at the end thereof the following words: "And all acts of supervision and control thereof by such cities hitherto within one year last past are hereby confirmed and declared valid to the same extent that they would be valid in the case of other streets and alleys of such cities."

The motion carried.

Senator Preston moved to amend the bill by adding thereto section 2, as follows:

"SEC. 2. Upon petition of the owner or owners in fee of not less than one fourth of the total area of lots embraced within any given extent of tide and shore lands, specified in the petition and lying within the corporate limits of such city or town, the common council of such city or town may, by ordinance, replat such specified tide and shore lands, and in and by such replat may vacate any streets, alleys or waterways embraced therein, laid out at any time prior to January 1, 1900: *Provided*, That before such replat shall take effect, a bond shall be filed with the clerk of such city or town, executed by at least one of such petitioners as principal, and by one or more sureties to be approved by the mayor of such city or town, and running to such city or town, in the penal sum of \$25,000 (or such larger sum as the council shall require), and con-

ditioned that the obligors jointly and severally will indemnify such city or town against any and all liability, damages, costs or expenses that may accrue against or be secured by it by reason of the vacating of any street, alley or waterway in and by such replat, nor shall such replat take effect as against any person or corporation whose property shall have been taken or damaged thereby until his or its just compensation or damages shall first have been ascertained and paid as required by law: *And, provided further*, That no such replat shall have the effect of vacating any waterway until it shall have been approved and concurred in, in that regard, by the Board of State Land Commissioners, which approval shall be certified upon such replat by the Commissioner of Public Lands, under his seal of office. The damages, if any, to be suffered by any person or corporation by reason of the vacating of any street, alley or waterway as in this section provided, shall be recoverable against such city or town, and shall be paid, in pursuance of the bond herein provided for, by the obligors therein, and the same shall be ascertainable in a proceeding by the city or town in the exercise of its power of eminent domain in the manner prescribed by law."

Senator Hemrich moved to amend the amendment of Senator Preston by striking the word "waterway" wherever occurring therein.

Roll call was demanded by Senators Preston, Moultray, Crow L. C., Rands, Land and Smith, and the amendment to the amendment was adopted by the following vote:

Those voting yea were: Senators Angle, Baker, Baumeister, Cornwell, Davis, Garber, Hall, Hamilton, Hemrich, Mantz, Moultray, Rands, Ruth, Sharp, Stewart, Sumner, Warburton, and Welty—18.

Those voting nay were: Senators Andrews, Crow Herman D., Crow L. C., Hammer, Land, Preston, Smith, Tolman, and Wilshire—9.

Those absent or not voting were: Senators Biggs, Clapp, Hallett, LeCrone, Megler, Reser, and Schofield—7.

The amendment of Senator Preston as amended was adopted.

Senator Preston moved that the vote whereby section 2 was added to the bill, be re-considered.

The motion carried.

The motion to add section 2 to the bill was lost.

House bill No. 378 was placed upon its final passage, and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C.,

Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—30.

Those absent or not voting were : Senators Biggs, LeCrone, Reser, and Schofield—4.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senator Welty, chairman of the Enrolling Committee, was authorized to employ such help as needed in that department.

House bill No. 405, by Mr. Fairchild, entitled "An act for the relief of county officers, their clerks and deputies, in certain counties of the State of Washington," was read the third time, placed upon its final passage, and was passed by the following vote : Yeas 18, nays 11, absent or not voting 5.

Those voting yea were : Senators Andrews, Baker, Biggs, Clapp, Crow Herman D., Davis, Hamilton, Hammer, Hemrich, Megler, Moultray, Ruth, Sharp, Smith, Stewart, Sumner, Warburton, and Wilshire—18.

Those voting nay were : Senators Angle, Baumeister, Cornwell, Crow L. C., Garber, Hallett, Mantz, Preston, Rands, Tolman, and Welty—11.

Those absent or not voting were : Senators Hall, Land, LeCrone, Reser, and Schofield—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 394, by Mr. Gorham, entitled "An act relating to school teachers who violate their contracts," was read the third time, placed upon its final passage, and was passed by the following vote : Yeas 27, nays 0, absent or not voting 7.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Davis, Hall, Hallett, Hamilton, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—27.

Those absent or not voting were : Senators Cornwell, Crow L. C., Garber, Hammer, Hemrich, Reser, and Schofield—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Megler, House bill No. 173, by Mr. Bishop, relating to logs, was referred back to the House for correction, and retained its place on the calendar.

House bill No. 377, by Mr. Jones, entitled "An act providing for the surveying and platting of irregular tracts of land," etc., was read the third time.

On motion of Senator Ruth, section 1, line 3, of the printed bill, was amended by striking out the words "a competent" and inserting the words "the county."

The bill was placed upon its final passage, and passed by the following vote: Yeas 27, nays 1, absent or not voting 6.

Those voting yea were: Senators Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire — 27.

Senator Andrews voted nay.

Those absent or not voting were: Senators Baker, Biggs, Clapp, Reser, Schofield, and Sumner — 6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 50, by Mr. Johnson, entitled "An act providing for the examination of mines," etc., was read the third time, and placed upon its final passage, and was passed by the following vote: Yeas 27, nays 0, absent or not voting 7.

Those voting yea were: Senators Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Tolman, Warburton, Welty, and Wilshire — 27.

Those absent or not voting were: Senators Andrews, Angle, Biggs, LeCrone, Reser, Stewart, and Sumner — 7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill Mo. 173, by Mr. Bishop, relating to logs, was read the third time, placed on its final passage, and was passed by the following vote: Yeas 29, nays 0, absent or not voting 5.

Those voting yea were: Senators Angle, Baker, Baumeister, Biggs, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Land, LeCrone, Mantz, Meg-

ler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—29.

Those absent or not voting were : Senators Cornwell, Hamilton, Reser, and Sumner—5.

The emergency clause failed to pass by the following vote :

Those voting yea were : Senators Baker, Baumeister, Biggs, Clapp, Crow Herman D., Hamilton, Hammer, Megler, Moultray, and Stewart—10.

Those voting nay were : Senators Andrews, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Land, Mantz, Preston, Rands, Sharp, Smith, Tolman, and Welty—15.

Those absent or not voting were : Senators Angle, Hemrich, LeCrone, Reser, Ruth, Schofield, Sumner, Warburton, and Wilshire—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senator Megler, president *pro tem.*, was called to the chair.

House bill No. 222, by Mr. Merritt, entitled "An act to create a board of control," etc., was read the third time, placed upon its final passage, and was passed by the following vote : Yeas 32, nays 1, absent or not voting 1.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—32.

Senator Sharp voted nay.

Absent or not voting, Senator Reser—1.

The emergency clause passed by the following vote : Yeas 32, nays 0, absent or not voting 2.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow, L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—32.

Those absent or not voting were : Senators Reser, and Schofield—2.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 285, by Mr. Rines, entitled "An act making it unlawful to sell, barter, or give away to minors certain articles, providing penalties therefor, and repealing certain laws," was read the third time, placed upon its final passage, and passed by the following vote: Yeas 28, nays 1, absent or not voting 5.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Moultray, Preston, Rands, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Welty, and Wilshire—28.

Senator Biggs voted nay.

Those absent or not voting were: Senators Davis, LeCrone, Reser, Ruth, and Warburton—5.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The president resumed the chair.

House bill No. 219, by Mr. Stocking, relating to taxation, was read the third time by sections.

MESSAGE FROM THE HOUSE.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 228, with the following amendments: Amend by making section 5 read as follows:

"SEC. 5. That section 6 of an act entitled 'An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency,' approved March 13, 1899, be amended to read as follows: Sec. 6. All licenses provided in sections 2 and 3 of this act shall be issued as follows: Upon application therefor by any person, an annual license shall be issued by the Fish Commissioner for fixed and other appliances for catching salmon or other food fishes as herein provided, which shall entitle the holder to operate said appliances for the term of one year in the waters of this state, wherein such appliances are not prohibited by law. The following fees for such licenses shall be collected by the Fish Commissioner and paid over to the State Treasurer on or before the tenth of each month, and by him turned into the fish hatchery fund, to-wit:

"For each drag seine, two cents per lineal foot; for each first-class pound net, trap or weir on the Columbia river, \$30.00; for each second-class pound net, trap or weir on the Columbia river, \$20.00; for each third-class pound net on the Columbia river, \$10.00; for each fourth-class pound net, trap or weir on the Columbia river, \$5.00; for each first-class purse seine, \$55.00; for each second-class purse seine, \$35.00; for each third-class purse seine, \$20.00; for each gill net or drift net, \$2.50; for each set net, \$2.50; for each pound net, trap or weir on Willapa harbor and Grays harbor, \$10.00; for each pound net, trap or weir (except on the Columbia river, on Willapa harbor or Grays harbor), \$60.00; for each scow fish wheel, \$20.00.

"Stationary fish wheels shall pay \$35.00 for first-class wheels and \$15.00 for second-class wheels; all classifications of wheels, pound nets and purse seines to be determined by the Fish Commissioner. In addition to the foregoing license charges there shall also be paid by the owners of each trap, pound net or fish wheel operated in the waters of the state, the sum of one dollar for each one thousand fish taken by such trap, pound net or fish wheel or other fixed appliance for the first thirty thousand fish so taken; the sum of \$1.25 per one thousand fish for all fish so taken in excess of thirty thousand and not exceeding fifty thousand; the sum of \$1.50 per thousand for all fish so taken in excess of fifty thousand and not exceeding one hundred thousand, and the sum of \$1.75 per thousand fish for all fish so taken in excess of one hundred thousand, and the said additional fee or fees shall be paid on or before the tenth day of each month for all fish so caught during the preceding month. It shall be the duty of any person owning or operating any trap, pound net or fish wheel to furnish to the Fish Commissioner on or before the tenth day of each month a sworn statement giving the number and location of such trap or pound net and a detailed statement of the actual number of fish caught at such trap or pound net, and in addition, to answer such questions as the Fish Commissioner shall propound with reference thereto, which statement shall be filed with and retained by the Fish Commissioner."

Amend section 6 by adding "an emergency exists, and this act shall take effect from and after signature of the Governor."

In section 1, line 4, strike out the word "above" and insert the word "below" after the word "Washington."

Amend the title by adding "and amending section 6 of chapter CXVII of the Session Laws of the State of Washington for the year 1899, and declaring an emergency."

The House has concurred in the Senate amendments to House bill No. 378.

The House has also concurred in the Senate amendments to House bill No. 377.

The House has refused to concur in the Senate amendment to House bill No. 50, and asks that the Senate recede therefrom.

The house has concurred in the Senate amendments to House bill No. 173.

E. D. COWEN, Chief Clerk.

On motion of Senator Tolman, the Senate refused to recede from Senate amendments to House bill No. 50, and the president appointed Senators Tolman, Mantz and Warburton as a conference committee.

On motion of Senator Megler, the Senate refused to concur in House amendments to Senate bill No. 228.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Messrs. Johnson, Buck and Bush have been appointed as a conference committee on House bill No. 50.

E. D. COWEN, Chief Clerk.

House bill No. 203, by Mr. Rich, entitled "An act in relation to artesian wells and regulating the flow of water therefrom, and

providing a penalty for the violation thereof," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 23, nays 0, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Mantz, Moultray, Preston, Ruth, Sharp, Smith, Sumner, Warburton, and Welty—23.

Those absent or not voting were: Senators Biggs, Crow Herman D., Hamilton, Land, LeCrone, Rands, Reser, Schofield, Stewart, Tolman, and Wilshire—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 477, by Mr. Dow, entitled "An act relating to board of health," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 21, nays 0, absent or not voting 13.

Those voting yea were: Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hammer, Hemrich, Mantz, Megler, Moultray, Preston, Sumner, Tolman, Warburton, and Welty—21.

Those absent or not voting were: Senators Baker, Biggs, Hamilton, Land, LeCrone, Rands, Reser, Ruth, Schofield, Sharp, Smith, Stewart, and Wilshire—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House concurrent resolution No. 16, by Mr. Harrison, for the improvement of Skagit river, was read, and, upon motion of Senator Warburton, adopted.

House concurrent resolution No. 25, by Mr. Ferguson, relating to House and Senate journals, was read, and, upon motion of Senator Warburton, the resolution was adopted.

House joint memorial No. 9, by Mr. Buck, relating to site for Soldiers' Home, was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 33, nays 0, absent or not voting 1.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands,

Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—33.

Absent or not voting, Senator Reser.

House memorial No. 11, by Mr. McCoy, relating to forest reserves, was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Baker, Clapp, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Land, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—25.

Those absent or not voting were: Senators Angle, Baumeister, Biggs, Cornwell, Hemrich, LeCrone, Moultray, Reser, and Wilshire—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

House memorial No. 13, by Mr. Ulmer, relating to telegraph lines, was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 33, nays 0, absent or not voting 1.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—33.

Absent or not voting, Senator Reser.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Consent was given to present the following report:

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your conference committee on House bill No. 50 are unable to agree, and ask to be made a committee on free conference.

WARREN W. TOLMAN,
C. A. MANTZ.

The report was adopted.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

We, your free conference committee on House bill No. 50, recommend that sections 3 and 4 of the bill be stricken out, and that sections 1 and 2 stand as amended by the Senate.

WARREN W. TOLMAN,
C. A. MANTZ,
S. WARBURTON.

The report of the free conference committee on House bill No. 50 was adopted by the following vote :

Those voting yea were : Senators Andrews, Angle, Baker, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Land, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—27.

Those absent or not voting were : Senators Baumeister, Biggs, Hammer, Hemrich, LeCrone, Reser, and Wilshire—7.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has passed Senate bill No. 126, with the following amendments :

Amend section 2, line 10, of the printed bill, by striking out the word "fourteen" and inserting the word "thirty" in lieu thereof.

In line 8, section 3, of the printed bill, strike out the word "fourteen" and insert the word "thirty" in lieu thereof.

In line 9, section 3, of the printed bill, strike out the word "fourteen" and insert the word "thirty" in lieu thereof.

Amend section 3, line 3, of the printed bill, by striking out the word "four" and insert in lieu thereof the word "five."

Amend section 4, line 12, of the printed bill, by striking out the figures "1896" and insert in lieu thereof the figures "1895."

Amend section 24 by striking out in lines 17, 18 and 19, being lines 23 to 27 of the original bill, all after the word "included" down to and including the word "years" and insert after the last word of the section the following : "All bidders, except the county, at sales of property for which certificates of delinquency are held by the county, shall pay the full amount of taxes, penalties, interests and costs for which judgment is rendered together with all taxes, interests and costs for all subsequent years due on said property at the date of sale."

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Schofield, the Senate refused to concur in House amendments to Senate bill No. 126, and the president appointed Senators Megler, Moultray and Sumner as a conference committee.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has refused to recede from its amendments to Senate bill No. 228, and the speaker has appointed Messrs. Bush, Fairchild and Philbrick as a committee of conference.

The House has concurred in the Senate amendments to House bill No. 203. E. D. COWEN, Chief Clerk.

The president appointed Senators Megler, Moultray and Sumner as a conference committee on Senate bill No. 228.

House bill No. 12, by Mr. Falknor, entitled "An act increasing the number of judges of the Supreme Court of the State of Washington, and declaring an emergency," was read the third time by sections.

Upon motion of Senator Preston, the bill was amended by striking the word "November," wherever occurring, and inserting the word "October" in lieu thereof.

The bill was placed upon its final passage and passed by the following vote: Yeas 19, nays 5, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Land, Mantz, Moultray, Preston, Ruth, Schofield, Stewart, Tolman, Warburton, and Wilshire—19.

Those voting nay were: Senators Baker, Megler, Smith, Sumner, and Welty—5.

Those absent or not voting were: Senators Garber, Hall, Hamilton, Hammer, Hemrich, LeCrone, Rands, Reser, and Sharp—9.

The emergency clause was passed by the following vote: Yeas 30, nays 1, absent or not voting 3.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—30.

Senator Baker voted nay.

Those absent or not voting were: Senators LeCrone, Moultray, and Reser—3.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House bill No. 222.

The House has passed Senate bills Nos. 195, 197, 263, and 204. And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president has signed Senate bill No. 204.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 67, entitled "An act for the relief of Charles W. Geiger," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 67.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 27, for the publication of emergency laws, etc.

The speaker of the House has signed Senate bills Nos. 229 and 81.

The House has passed Senate bills Nos. 137, 138 and 188.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 147, entitled "An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 147.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 48, entitled "An act authorizing the State

Auditor to give Spokane county, Washington, credit on tax roll accounts for the years 1897 and 1898," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 48.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 244, entitled "An act to amend section 5645 of Ballinger's Annotated Codes and Statutes of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 244.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 81, entitled "An act requiring street railway and street car companies," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 81.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 229, entitled "An act to amend section 1657 of Ballinger's Annotated Codes and Statutes of Washington, relating to revenue and taxation," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 229.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill 176, entitled "An act amending section 2394 of Ballinger's Annotated Codes and Statutes of the State of Washington, and declaring an emergency," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 176.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 57, entitled "An act to make the seashore or seabeach of the Pacific ocean in Chehalis county, State of Washing-

ton, a public highway forever," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 57.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 233, entitled "An act making an appropriation for the relief of Frank Bartholet," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president has signed Senate bill No. 233.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 35, entitled "An act to make the seashore or seabeach of the Pacific ocean in Pacific and Chehalis counties, State of Washington, a public highway forever," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 35.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 268, with the emergency clause stricken out.

The speaker of the house has signed House bills Nos. 418, 353, 467, and 338.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 418, 353, 467, and 338.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 236.

The House has passed Senate bills Nos. 41 and 67, and the same are herewith transmitted.

The House has concurred in the Senate amendments to House bill No. 321.

The House has concurred in the Senate amendments to House bill No. 215.

The House has also concurred in the Senate amendments to House bill No. 305.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled bills respectfully reports that the enrolled copy of Senate bill No. 236, entitled "An act amending section 40 of an act relating to public lands of the state, being chapter 89 of the Laws of 1897, approved March 16, 1897," entitled "An act," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No 236.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The speaker of the House has signed Senate bills Nos. 233, 48, 147, 35, 57, 176, 244.

Also, House bill No. 321.

The House has passed Senate bills Nos. 248 and 209.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bill No. 321.

Consent was given to present the following report ,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your conference committee on Senate bill No. 181 are unable to agree and ask that the powers of a free conference committee be conferred upon us.

HAROLD PRESTON,

E. M. RANDS,

S. WARBURTON.

The report was adopted.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

We, your free conference committee, to whom was referred Senate bill No. 181, entitled "An act to regulate the purchase, sale, transfer and incumbrance of stocks of goods, wares or merchandise in bulk and prescribing penalties for the violation thereof," have had the same under consideration, and we respectfully report the same back with the recommendation that the Senate concur in the House amendments and adopt the further amendments to such bill :

Amend section 1, line 19, of the printed bill, being line 34 of the engrossed bill, by striking out the word "or" and the words "as the case may be."

Further amending section 1, by striking from line 22, of the printed bill, being line 38 of the engrossed bill, the word "or;" also striking from line 18 of the engrossed bill the words "mortgagor or pledgor."

Amend section 2, by striking from line 13, of the printed bill, being line 19 of the engrossed bill, the words "mortgagor or pledgor." And your committee further recommends that as amended the bill do pass.

HAROLD PRESTON,
S. WARBURTON,
E. M. RANDS.

The report of the free conference committee was adopted by the following vote :

Those voting yea were : Senators Andrews, Angle, Baumeister, Clapp, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Mantz, Megler, Preston, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Warburton, and Welty—23.

Those absent or not voting were : Senators Baker, Biggs, Crow Herman D., Hammer, Land, LeCrone, Moultray, Rands, Reser, Stewart, and Wilshire—11.

House bill No. 137, by Mr. Easterday, entitled "A bill for an act repealing chapter LIX, Session Laws of 1899, same being an act entitled 'An act relating to the law of libel and providing for opportunity of retraction of libels,' " was read the third time by sections.

Senator Angle moved that the bill be indefinitely postponed.

Roll call was demanded by Senators Angle, Tolman, Crow Herman D., Moultray, Hamilton and Preston, and the bill was indefinitely postponed by the following vote.

Those voting yea were : Senators Andrews, Angle, Biggs, Clapp, Crow Herman D., Crow L. C., Garber, Hallett, Hamilton, Land, Megler, Moultray, Preston, Ruth, Smith, Stewart, Tolman, and Welty—18.

Those voting nay were : Senator Baker, Baumeister, Davis, Hall, Hammer, Hemrich, Mantz, Rands, Schofield, Sharp, Sumner, Warburton, and Wilshire—13.

Those absent or not voting were : Senators Cornwell, LeCrone, and Reser—3.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 148, entitled "An act appropriating money for the White Shield Home of Tacoma," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 148.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 189, entitled "An act amending section 1077 of Ballinger's Annotated Codes and Statutes of Washington, relating to the power of incorporated cities and towns to maintain and construct water works," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 189.

On motion of Senator Baker, the Senate adjourned at 5:20 o'clock until 7:30 o'clock this evening.

EVENING SESSION.

President McBride called the Senate to order at the hour of 7:30 o'clock P. M., pursuant to adjournment.

The secretary called the roll; all members being present except Senator Reser, who was excused.

The following resolution was introduced by Senator Warburton:

Resolved, That the sergeant-at-arms be instructed to take charge of the Senate chamber after the legislature adjourns, clean and dust the same, and deliver all keys and other property to the Secretary of State, taking his receipt therefor, and shall receive twenty dollars for such extra service.

Senator Herman D. Crow moved that the resolution read this morning, referring to the janitor being employed to take charge of the Senate chamber, be substituted for the resolution by Senator Warburton.

The motion was lost.

The resolution by Senator Warburton was adopted.

Senator Rands introduced Senate concurrent resolution No. 21, relating to the Auditor furnishing official forms for public blanks.

The following resolution was introduced by Senator Hamilton and adopted:

Be it resolved by the Senate, That the secretary and assistant secretary and minute clerk be each allowed five days in which to close up the

work of this session. That the journal clerk and the assistant journal clerk be allowed five days in which to complete the journal of this session and that the docket clerk be allowed two days to complete the docket.

The following resolution was introduced by Senator Hallett and adopted:

Be it resolved by the Senate of the State of Washington, That the thanks of the Senate are due and they are hereby tendered to the ministers of the several churches of Olympia for good offices cheerfully rendered during the session just closing.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The speaker of the House has signed Senate bill No. 67.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 59, entitled "An act to regulate the practice of barbering, and licensing persons to carry on such practice, and providing punishment for its violation," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 59.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 120, entitled "An act to provide against the adulteration of food and fraud in sale thereof," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 120.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 188, entitled "An act appropriating funds for the relief of H. N. Price," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 188.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 249, entitled "An act providing for and regulating the selection of jurors in the superior courts of this state," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 249.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 235, entitled "An act amending sections 3774, 3775, 3776, 3777, 3778 and 3779 of Ballinger's Annotated Codes and Statutes of Washington, relating to establishing and opening public roads," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 235.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has passed Senate bill No. 74.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 231, entitled "An act ceding the United States jurisdiction over Rainier National Park," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 231.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 41 entitled "An act for the relief of persons contributing money for the completion of certain rooms in the State Normal School at New Whatcom, Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 41.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 55, entitled "An act for the relief of S. W. Maxey," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 55.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled bills respectfully reports that the enrolled copy of Senate bill No. 268, entitled "An act to amend section 6141 of Ballinger's Annotated Codes and Statutes of Washington relating to the appointment of administrators of the estates of deceased persons," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 268.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 220, entitled "An act relating to the vacation of roads and repealing sections 3798 and 3799 of Ballinger's Annotated Codes and Statutes of the State of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 220.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 204, entitled "An act authorizing county commissioners to grant to persons, companies or corporations the right to build and maintain tram roads upon the public highways," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 204.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901

MR. PRESIDENT:

The House has concurred in the Senate amendment to House bill No. 12.

The House has adopted the report of the conference committee on House bill No. 50, asking to be appointed as a free conference committee.

The House has adopted the report of the free conference committee on House bill No. 50.

The House has adopted the report of the House conference committee on Senate bill No. 181, asking to be appointed as a committee of free conference.

The House has also adopted the report of the free conference committee on Senate bill No. 181.

The House has refused to recede from its amendments to Senate bill No. 126, and the speaker has appointed Messrs. Jerard, Edward Brown and Jones as a conference committee.

E. D. COWEN, Chief Clerk.

The president appointed Senators Wilshire, Schofield and Welty as a conference committee on Senate bill No. 126.

House bill No. 214, by Mr. Comstock, entitled "An act amending section 4756 of Ballinger's Annotated Codes and Statutes of Washington," was read the third time by sections.

On motion of Senator Wilshire, the following amendments were adopted: Amend section 1, line 6, of engrossed bill, by striking the words "one or more" and inserting the words "such a number of" in lieu thereof.

Amend section 1, line 7, of the engrossed bill, by inserting after the word "deputies" the words "as the county commissioners may determine."

Amend section 1, line 7, of the engrossed bill, by striking the word "four" and inserting the word "three" in lieu thereof.

Amend section 1, line 7, of the engrossed bill, by inserting before the word "who" the words "at an aggregate annual expense to the county not to exceed \$4,000."

The bill was placed upon its final passage and passed by the following vote: Yeas 28, nays 0, absent or not voting 6.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire—28.

Those absent or not voting were: Senators Cornwell, Crow Herman D., Crow L. C., Reser, Stewart, and Warburton—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 475, by Joint Committee on Roads and Bridges, providing for the levy, collection, etc., of road taxes, was read the third time, placed upon its final passage, and was

passed by the following vote: Yeas 25, nays 0, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hemrich, Land, LeCrone, Mantz, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Tolman, and Warburton—25.

Those absent or not voting were: Senators Hamilton, Hammer, Megler, Moultray, Preston, Reser, Sumner, Welty, and Wilshire—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bills Nos. 120, 235, 59, 249, 188, 220, 204, 231, 55, 41, 268.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

House bill No. 442, by Committee on Education, amending school law, was read the third time by sections.

On motion of Senator L. C. Crow, section 18 of the engrossed bill was stricken.

Senator Rands moved that section 8 of the engrossed bill be stricken.

The motion was lost.

On motion of Senator Hall, section 5, line 50 of the printed bill, was amended by inserting after the word "district" the words "or private school within his resident district."

On motion of Senator Sharp, the following amendment was adopted:

Add to section 3: "*Provided*, That if local conditions permit of it, the directors of any union district may, at their discretion, admit pupils residing in such union district, belonging to grade lower than the high school grades, but no pupil belonging to a grade lower than the seventh grade shall ever be admitted to any such union school: *Provided further*, That the course of study for such grade or grades shall not be inconsistent with the laws of this state, and shall be such as shall be approved by the superintendent of public instruction."

The bill was placed upon its final passage, and was passed by the following vote : Yeas 21, nays 3, absent or not voting 10.

Those voting yea were : Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hemrich, Land, Preston, Ruth, Schofield, Sharp, Smith, and Tolman — 21.

Those voting nay were : Senators Rands, Stewart, and Welty — 3.

Those absent or not voting were : Senators Baker, Hammer, LeCrone, Mantz, Megler, Moultray, Reser, Sumner, Warburton, and Wilshire — 10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The Senate resolved itself into a committee of the whole to consider House bill No. 348, by Mr. Corey, establishing the office of fire warden.

The bill was considered in the committee of the whole, Senator Baker in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

Amend section 4, line 13, of the printed bill, by striking out all of said line, beginning with the word "all" down to the word "examined" in line 17.

Amend section 2, line 1, of the printed bill, by inserting between the words "paid" and "five" the words "organized or volunteer."

Amend section 2, line 2, of the printed bill, by inserting after the word "paid" the words "or organized volunteer."

On motion of Senator Warburton, the report of the committee of the whole was adopted.

On motion of Senator Warburton, the rules were suspended, and the reading just had in the committee of the whole, was considered the third reading of the bill, and the judiciary report was adopted as follows :

OLYMPIA, WASH., March 13, 1901.

MR. PRESIDENT :

We, your Committee on Judiciary, to whom was referred House bill No. 348, entitled "An act to establish the office of fire marshal and to prescribe the duties and powers of the State Fire Marshal, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments :

In section 2, line 5, of the printed bill, add the letter "s" to the word "jurisdiction."

In section 4, line 26, of the printed bill, strike out the words "twenty-four hours" and insert the words "three days" in lieu thereof.

In section 6, line 3, of the printed bill, strike out the word "two" and insert the word "one" in lieu thereof.

In section 7, line 7, of the printed bill, strike out the balance of the section after the word "appropriated."

In the new section 8, added by the House, strike out the words "for incidental and traveling expenses of the fire marshal a sum not exceeding one thousand dollars and," and in the same section strike out the words "five hundred" after the words "two thousand."

In new section 9 (being section 8, of the printed bill), strike out the word "February" and insert the word "January" in lieu thereof.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Geo. D. Schofield, E. M. Rands, Warren W. Tolman.

House bill No. 348, was placed upon its final passage, and passed by the following vote: Yeas 29, nays 1, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—29.

Senator Welty voted nay.

Those absent or not voting were: Senators Biggs, LeCrone, Moultray, and Reser—4.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MR. PRESIDENT:

We, your conference committee, have had under consideration House amendments to Senate bill No. 126, and recommend that the Senate concur in House amendments.

Respectfully submitted.

GEO. D. SCHOFIELD,
W. W. WILSHIRE,
J. R. WELTY.

On motion of Senator Wilshire, the report of the conference committee was adopted by the following vote:

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Megler, Moultray, Ruth, Schofield, Smith, Sumner, Warburton, and Wilshire—23.

Senator Mantz voted nay.

Those absent or not voting were: Senators Biggs, Land, Le-Crone, Preston, Rands, Reser, Sharp, Stewart, Tolman, and Welty—10.

Senator Megler, president *pro tem.*, was called to the chair.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 161.

The House has adopted the report of the conference committee on Senate bill No. 126.

The House has concurred in the Senate amendments to House bill No. 348.

The House has refused to concur in the Senate amendments to House bill No. 214, and asks that the Senate recede therefrom.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Warburton, the Senate refused to recede from Senate amendments to House bill No. 214 and the president appointed Senators Wilshire, Warburton and Herman D. Crow as a conference committee.

The president resumed the chair.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 83, entitled "An act relating to the vacation of streets and alleys, and parts of streets and alleys, in incorporated cities and towns," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 83.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled bills respectfully reports that the enrolled copy of Senate bill No. 210, entitled "An act to amend section 1364 of Ballinger's Annotated Codes and Statutes of Washington relating to election ballots," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 210.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The speaker of the House signed House bills Nos. 305, 215, 394, 378, 31, 377, 173, 285, 405, and House concurrent resolution No. 26.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 305, 215, 394, 378, 31, 377, 173, 285, 405, and House concurrent resolution No. 26.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 263, entitled "An act to provide for a survey of the tide and shore lands on the Columbia river," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted,

J. R. WELTY, Chairman.

The president signed Senate bill No. 263.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has passed Senate substitute bill No. 193; also Senate bill No. 76, with the following amendment: In line 9, section 1, strike out the word "September" and insert the word "November" in lieu thereof. In line 10, section 1, strike out the word "August" and insert the word "September" in lieu thereof. Amend section 1, by adding thereto "*Provided further*, That no quail shall be killed until 1903."

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate concurrent resolution No. 18 has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate concurrent resolution No. 18.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The speaker of the House has signed House bills Nos. 203 and 12.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bill No. 203 and House bill No. 12.

MESSAGE FROM THE HOUSE.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The speaker of the House has signed Senate bills Nos. 210 and 263, and Senate concurrent resolution No. 18.

The House has passed Senate bill No. 230.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

Senator Megler, president *pro tem.*, was called to the chair.

House bill No. 294, by Mr. Dawes, entitled "An act for the protection of game animals and birds, and song birds," etc.

On motion of Senator Preston, section 2, line 1, of the engrossed bill, was amended by inserting after the figure "2" the words : "That section 7348 of Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: Section 7348."

On motion of Senator Baker, the following amendment was adopted : "Add to section 9, of the engrossed bill, the following : 'Provided, That 25 per cent. of all license fees and fines paid into the county treasury of any county in the state, under the provisions of this section shall within thirty days after the receipt of the same be paid into the state treasury and placed in the game protection fund, said fund to be used in the payment of salary and expenses of the state deputy game warden, as hereinafter provided.'"

House bill No. 294 was placed upon its final passage, and was passed by the following vote : Yeas 20, nays 6, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hemrich, Mantz, Megler, Ruth, Schofield, Sharp, Smith, Sumner, and Tolman—20.

Those voting nay were: Senators Hammer, Moultray, Preston, Stewart, Warburton, and Welty—6.

Those absent or not voting were: Senators Baker, Davis, Hamilton, Land, LeCrone, Rands, Reser, and Wilshire—8.

There being no objection, the title of the bill was ordered to stand as the title of the act.

The president resumed the chair.

House bill No. 484, by Mr. Jerard, relating to salaries of officers of counties in the eighteenth class, was read the third time by sections.

On motion of Senator Preston, section 1 of the engrossed bill was amended by inserting after the words "county attorney" the words and figures "county sheriff, \$1,200."

The bill was placed upon its final passage, and was passed by the following vote: Yeas 23, nays 3, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Preston, Rands, Schofield, Sharp, Sumner, Warburton, Welty, and Wilshire—23.

Those voting nay were: Senators Crow L. C., Ruth, and Tolman—3.

Those absent or not voting were: Senators Biggs, Davis, Mantz, Megler, Moultray, Reser, Smith, and Stewart—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has adopted the report of the House conference committee on Senate bill No. 228, recommending that the House do not recede from its amendments, and the committee has been discharged.

E. D. COWEN, Chief Clerk.

On motion of Senator Warburton, the Senate refused to recede from its amendments to House bill No. 214, and the president appointed Senators Wilshire, Warburton, and Herman D. Crow, as a conference committee on the bill.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 272, and Senate joint memorial No. 11.

The House has concurred in the Senate amendments to House bill No. 442.

E. D. COWEN, Chief Clerk.

House bill No. 486, by Mr. Jones, entitled "An act relating to free public libraries," was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Garber, Hall, Hallett, Hammer, Land, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Schofield, Sharp, Sumner, Tolman, Welty, and Wilshire—25.

Senator Moultray voted nay.

Those absent or not voting were: Senators Baker, Davis, Hamilton, Hemrich, Reser, Smith, Stewart, and Warburton—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 94, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

House bill No. 283, by Mr. Chalmers, entitled "An act relating to powers of coroners," was read the third time.

Senator Hallett moved to amend section 1, line 7, of the printed bill, by striking out the word "less" and inserting the word "more" in lieu thereof.

The motion carried.

Senator Rands moved to reconsider the vote by which the amendment was adopted, and the amendment was lost.

The bill was placed upon its final passage, and was passed by the following vote: Yeas 21, nays 6, absent or not voting 7.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Crow Herman D., Hall, Hamilton, Ham-

mer, Hemrich, Land, LeCrone, Megler, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Warburton, and Welty—21.

Those voting nay were: Senators Crow L. C., Garber, Hallett, Mantz, Moultray, and Tolman—6.

Those absent or not voting were: Senators Biggs, Cornwell, Davis, Preston, Reser, Smith, and Wilshire—7.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Messrs. Burch, Thompson and Easterday, have been appointed as a conference committee on House bill No. 214.

E. D. COWEN, Chief Clerk.

House bill No. 469, by Mr. Johnson, relating to taxation of mining claims, was read the third time, placed upon its final passage, and failed to pass by the following vote: Yeas 9, nays 21, absent or not voting 4.

Those voting yea were: Senators Baumeister, Biggs, Crow Herman D., Garber, Rands, Ruth, Schofield, Tolman, and Welty—9.

Those voting nay were: Senators Andrews, Angle, Baker, Clapp, Cornwell, Davis, Hall, Hallett, Hamilton, Hammer, Land, LeCrone, Mantz, Megler, Moultray, Preston, Sharp, Smith, Stewart, Sumner, and Wilshire—21.

Those absent or not voting: Senators Crow L. C., Hemrich, Reser, and Warburton—4.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The House has refused to concur in the Senate amendments to House bill No. 484, and asks that the Senate recede therefrom.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Preston, the Senate refused to recede from Senate amendments to House bill No. 484, and the president appointed a conference committee consisting of Senators Schofield, Baker and Sharp.

On motion of Senator Schofield, the powers of a free conference committee were granted to the committee just appointed.

On motion of Senator Hall, the Senate concurred in House amendments to Senate bill No. 76 by the following vote :

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Cornwell, Davis, Garber, Hall, Hallett, Hammer, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Warburton, Welty, and Wilshire—20.

Senator Biggs voted nay.

Those absent or not voting were : Senators Clapp, Crow Herman D., Crow L. C., Hamilton, Hemrich, Land, LeCrone, Moultray, Reser, Schofield, Stewart, Sumner, and Tolman—13.

The Senate resolved itself into a committee of the whole to consider House bill No. 445, by Mr. Gorham, creating a bureau of agricultural statistics.

The bill was considered in committee of the whole, Senator Wilshire in the chair, and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Andrews, the report was adopted.

On motion of Senator Andrews, the rules were suspended and the reading just had in the committee of the whole was considered the third reading of the bill.

Senator Hamilton moved that section 5 of the engrossed bill be stricken.

The motion carried.

The bill was placed upon its final passage and passed by the following vote : Yeas 27, nays 1, absent or not voting 6.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Preston, Rands, Ruth, Sharp, Smith, Stewart, Tolman, Warburton, Welty, and Wilshire—27.

Senator Sumner voted nay.

Those absent or not voting were: Senators Biggs, Garber, Land, Moultray, Reser, and Schofield—6.

The emergency clause passed by the following vote: Yeas 24, nays 1, absent or not voting 9.

Those voting yea were: Senators Andrews, Angle, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moul-

tray, Rands, Ruth, Sharp, Smith, Sumner, Tolman, Welty, and Wilshire—24.

Senator Preston voted nay.

Those absent or not voting were: Senators Baker, Baumeister, Biggs, Garber, Hallett, Reser, Schofield, Stewart, and Warburton—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 138, entitled "An act amending section 13 of an act entitled 'An act to provide for the establishment and creation of drainage districts,'" etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted. J. R. WELTY, Chairman.

The president signed Senate bill No. 138.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 223, entitled "An act for the leasing of county property, and declaring an emergency," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted. J. R. WELTY, Chairman.

The president signed Senate bill No. 223.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 230, entitled "An act to vacate the plat of the northeast $\frac{1}{4}$ and north $\frac{1}{4}$ southeast $\frac{1}{4}$ section 36, township 21 north, range 2, east of Willamette Meridian," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted. J. R. WELTY, Chairman.

The president signed Senate bill No. 230.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 195, entitled "An act relating to the payment of witness fees to public officers," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted. J. R. WELTY, Chairman.

The president signed Senate bill No. 195.

On motion of Senator Megler, House bill No. 443, by Mr. Gorham, creating a bureau of labor, etc., was amended by striking out that part of section 10, of the engrossed bill, carrying the appropriation.

The bill was read the third time, placed upon its final passage and passed by the following vote: Yeas 30, nays 0, absent or not voting 4.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—30.

Those absent or not voting were: Senators Biggs, Garber, Land, and Reser—4.

The emergency clause passed by the following vote: Yeas 25, nays 1, absent or not voting 8.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, and Warburton—25.

Senator Preston voted nay.

Those absent or not voting were: Senators Biggs, Clapp, Land, Mantz, Megler, Reser, Welty, and Wilshire—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 284, by Mr. Chrisman, authorizing cities and towns to construct water works, was read the third time, placed upon its final passage, and was passed by the following vote: Yeas 18, nays 0, absent or not voting 16.

Those voting yea were: Senators Andrews, Baker, Baumeister, Cornwell, Crow L. C., Davis, Garber, Hall, Hallett, LeCrone, Mantz, Moultray, Rands, Ruth, Sharp, Sumner, Tolman, and Wilshire—18.

Those absent or not voting were: Senators Angle, Biggs, Clapp, Crow Herman D., Hamilton, Hammer, Hemrich, Land, Megler, Preston, Reser, Schofield, Smith, Stewart, Warburton, and Welty—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 130, entitled "An act regulating the sale of spectacles and eye-glasses, providing for licensing the same and prescribing a penalty thereof," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted, J. R. WELTY, Chairman.

The president signed Senate bill No. 130.

Senator Megler moved that the Senate consider the following bills: House bills Nos. 437, 412 and 332, and that further consideration of bills be dispensed with except the appropriation bill.

Senator Land moved as an amendment to the foregoing motion that House bill No. 464 be added.

Senator Hamilton moved as a substitute that no other bills be considered except the general appropriation bill.

The motion of Senator Hamilton was adopted.

The following communication from the Governor was read:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 14, 1901.

To the Honorable the Senate of the State of Washington :

GENTLEMEN—I have the honor to inform you that the Governor has this day approved the following bill:

Senate bill No. 241, entitled "An act making an appropriation for legislative expenses."

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Messrs. Moore, Jerard and Copeland have been appointed as a conference committee on House bill No. 484.

The speaker of the House has signed House bill No. 50, House joint memorial No. 13, House joint memorial No. 11, and Senate bills Nos. 148, 189, 83, 138, and 223, and the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bill No. 50, and House joint memorials Nos. 11 and 13.

SENATE CHAMBER,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your committee of conference on House bill No. 214 beg leave to report that they are unable to agree with the House conference committee, and ask that they be granted the powers of free conference committee.

W. W. WILSHIRE.
S. WARBURTON.

The report was adopted.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has adopted the report of the conference committee on House bill No. 214, asking that they be appointed as a free conference committee.

The speaker of the House has signed House bills Nos. 222, 129, and Senate bills Nos. 130, 195.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 222, 129.

SENATE CHAMBER,
OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

We, your committee on conference on House bill No. 484 beg to report that we are unable to agree with the House committee, and we therefore ask the powers of a free conference committee.

Respectfully submitted.

GEO. D. SCHOFIELD.
GEO. H. BAKER.
J. P. SHARP.

The report was adopted.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

We, your committee of free conference on House bill No. 484 beg to report the following amendments to the bill.

Strike the figures "\$1,200.00" in the Senate amendment, and insert in lieu thereof the figures "\$1,350.00."

Respectfully submitted.

GEO. D. SCHOFIELD.
GEO. H. BAKER.
J. P. SHARP.

The report of the free conference committee on House bill No. 484 was adopted by the following vote.

Those voting yea were : Senators Andrews, Angle, Baker Baumeister, Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—33.

Senator Reser was absent or not voting.

Senator Warburton moved that the rules be suspended, and that House bill No. 437 and House bill No. 412 be considered, and that no other bills, except the general appropriation bill, be considered.

The motion carried.

House bill No. 437, by Mr. Easterday, relating to a soldiers' home, was read the third time, placed upon its final passage, and was passed by the following vote : Yeas 23, nays 0, absent or not voting 11.

Those voting yea were : Senators Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were : Senators Biggs, Clapp, Davis, Hall, Hamilton, Hammer, Mantz, Preston, Reser, Smith, and Welty—11.

The emergency clause passed by the following vote : Yeas 23, nays 0, absent or not voting 11.

Those voting yea were : Senators Angle, Baker, Baumeister, Biggs, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were : Senators Andrews, Clapp, Davis, Hall, Hamilton, Hammer, Mantz, Preston, Reser, Smith, and Welty—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 412, by Mr. Geyer, entitled "An act relating to grounds surrounding Whitman monument," was read the third time, placed upon its final passage, and passed by the following vote : Yeas 23, nays 0, absent or not voting 11.

Those voting yea were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Crow Herman D., Crow L. C., Garber, Hallett, Hemrich, Land, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were: Senators Biggs, Clapp, Davis, Hall, Hamilton, Hammer, Mantz, Preston, Reser, Smith, and Welty—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senator Baker moved that all bills now before the Senate, except the appropriation bill, be indefinitely postponed.

The motion was adopted.

The following report was introduced by the Judiciary Committee:

MR. PRESIDENT:

We, your Committee on Judiciary, report the following Senate concurrent resolution No. 22 for passage, relating to the codification of laws by Frank Pierce.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: C. A. Mantz, W. W. Wilshire, Warren W. Tolman, Harold Preston, Stanley Hallett.

Senator Hallett moved that the resolution be adopted.

Senator Rands moved that the resolution be indefinitely postponed.

The motion carried.

The following reports were read from the free conference committee on House bill No. 214:

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

I, a minority of your free conference committee on House bill No. 214, recommend that the Senate do not recede from any of its amendments to said House bill No. 214.

W. W. WILSHIRE.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

We, your committee of free conference on House bill No. 214, beg leave to report that we recommend that the House concur in Senate amendments one and two, as follows: That the county commissioners have supervision of the appointment of deputies in the prosecuting attorney's office, and that the word "four" in line 2 of printed bill be changed to "three," and recommend that the Senate recede from its other amendments.

S. WARBURTON.

HERMAN D. CROW.

Senator Wilshire moved the adoption of the minority report.

Senator Herman D. Crow moved as a substitute that the majority report be adopted, which was lost by the following vote :

Those voting yea were : Senators Biggs, Crow Herman D., Crow L. C., Land, Rands, Tolman, and Warburton—7.

Those voting nay were : Senators Andrews, Angle, Baumeister, Cornwell, Garber, Hallett, LeCrone, Megler, Moultray, Ruth, Schofield, Sharp, Stewart, Sumner, Welty, and Wilshire—16.

Those absent or not voting were : Senators Baker, Clapp, Davis, Hall, Hamilton, Hammer, Hemrich, Mantz, Preston, Reser, and Smith—11.

The minority report was adopted.

Senator Warburton resigned from the free conference committee on House bill No. 214, and the president appointed Senators Schofield and Rands as a free conference committee.

The following resolution was introduced by Senator Megler and adopted :

Resolved, That all employes of the Senate be allowed one day's compensation for this night's work.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 181, entitled "An act to regulate the purchase, sale, transfer and incumbrance of stocks of goods, wares or merchandise in bulk, and prescribing penalties for the violation thereof," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 181.

Senator Megler was called to the chair.

The following resolution was introduced by Senator Hallett and unanimously adopted :

Resolved, That we commend the able, efficient and impartial manner in which President Henry McBride and Secretary T. P. Fisk of the Senate, have performed their duties and congratulate the State of Washington on having so efficient officers of the upper House, and especially do we commend their action in the faithful performance of their duties.

The president resumed the chair.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has concurred in all the Senate amendments to House bill No. 294, except the concluding proviso.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Preston, the Senate receded from its amendment to House bill 294, striking the concluding proviso.

Consent was given to present the following report :

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

We, your Committee on Claims and Auditing, to whom was referred the following accounts, M. O'Connor, \$8.00; Mrs. Ruth Brewer, \$12.50, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the same be paid.

Respectfully submitted.

LINCOLN DAVIS, Chairman.

We concur in this report: Stanley Hallett, Grant C. Angle.

The report was adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

We, your Committee on Enrolled Bills, respectfully reports that the enrolled copy of Senate bill No. 276, entitled "An act regulating fraternal beneficiary societies, orders or associations," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 276.

Mr. Megler was called to the chair.

The following report of the free conference committee on House bill No. 499 was read :

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT AND MR. SPEAKER :

We, your free conference committee on House bill No. 499, respectfully report that we have agreed upon and recommend the adoption of the following amendments, and we join in recommending that the bill as so amended pass, and that the amendments so recommended be concurred in, to-wit :

Amend the title so it will read :

"An act making appropriations for the maintenance of and construction of buildings at and other sundry expenses for the various state institutions, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1901, and ending March 31, 1903."

Strike out all of section 1 following the words "Section 1," and insert in lieu thereof the following :

"The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated out of any moneys in the several funds of the state treasury hereinafter named, in payment of the salaries provided by law for certain officers and employes of the state, and for the maintenance and construction of buildings at and for other expenses for the various state institutions hereinbelow designated and mentioned, and for other and divers purposes hereinafter expressed, for the fiscal term beginning April 1, 1901, and ending March 31, 1903:"

FROM THE GENERAL FUND.

FOR THE GOVERNOR'S OFFICE.

Salary of Governor at \$4,000 per year	\$8,000
Salary of Governor's private secretary at \$1,500 per year.....	3,000
Postage, traveling expenses and incidentals.....	2,000
Publishing Governor's proclamations.....	300
Extradition expenses	3,500
Rewards authorized by the Governor.....	2,500
Examinations into alleged infractions of the law.....	1,000
Suppression of riots, etc	10,000
Survey of public lands by the Governor.....	2,500
Total.....	\$32,800

FOR LIEUTENANT GOVERNOR'S OFFICE.

Salary of Lieutenant Governor at \$1,000 per year.....	\$2,000
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FOR ATTORNEY GENERAL'S OFFICE,

Salary of Attorney General at \$2,000 per year.....	\$4,000
Salary of assistant attorney general at \$1,800 per year.....	3,600
Stenographer at \$720 per year.....	1,440
Stationery, postage and incidentals.....	500
Traveling expenses of Attorney General at 500 per year.....	1,000
Legal assistant in land offices, and otherwise	3,600
Court expenses, advance per diem and mileage for witnesses before courts and land department.....	300
Rent, fuel and light for assistant attorney general's office at Seattle.....	800
Total.....	\$15,240

FOR SECRETARY OF STATE'S OFFICE.

Salary of Secretary of State at \$2,500 per year.....	\$5,000
Salary of chief clerk at \$1,500 per year.....	3,000
Salary of auditor and cashier at \$1,500 per year.....	3,000
Salary of recording clerk at \$900 per year.....	1,800
Salary of second recording clerk at \$900 per year.....	1,800
Salary of stenographer at \$720 per year.....	1,440
Postage and incidentals.....	2,000
Distribution of session laws and Supreme Court reports.....	350
Salary of deputy insurance commissioner at \$1,500.....	3,000
Traveling and incidental expenses.....	600
Salary of deputy commissioner of statistics at \$1,800.....	3,600
Incidentals in connection with office of commissioner of statistics.....	1,200
Total.....	\$26,790

FOR STATE AUDITOR'S OFFICE.

Salary of State Auditor at \$2,000 per year.....	\$4,000
Salary of chief deputy at \$1,500 per year.....	3,000
Salary of bookkeeper at \$1,000 per year	2,000
Salary of stenographer at \$720 per year.....	1,440
Incidental expenses.....	2,200
Total.....	\$12,640

FOR STATE TREASURER'S OFFICE.	
Salary of Treasurer at \$2,000 per year.....	\$4,000
Salary of chief clerk at \$1,500 per year.....	3,000
Extra clerk hire.....	1,200
Postage, incidentals, telephone and telegraph.....	600
Adding machine.....	\$75
Total.....	\$9,175
FOR SUPERINTENDENT OF PUBLIC INSTRUCTION'S OFFICE.	
Salary of Superintendent at \$2,500 per year.....	\$5,000
Salary of deputy superintendent at \$1,200 per year.....	2,400
Clerical assistance, incidentals.....	2,000
Assistance in examination of teachers' manuscripts four times each year.....	2,000
Traveling expenses of Superintendent and deputy at \$400 per year.....	800
Postage, expressage, telephone and telegraph.....	1,000
Expenses of State Board of Education.....	1,000
Total.....	\$14,200
FOR STATE LIBRARIAN'S OFFICE.	
Salary of Librarian at \$1,500 per year.....	\$3,000
Salary of assistant librarian at \$800 per year.....	1,600
Postage and incidentals.....	100
Total.....	\$4,700
FOR LAND COMMISSIONER'S OFFICE.	
Salary of Commissioner at \$2,000 per year.....	\$4,000
Salary of chief clerk at \$1,500 per year.....	3,000
Salary of chief engineer at \$1,500 per year.....	3,000
Extra help in engineer's office.....	2,000
Salary of draughtsman at \$1,200 per year.....	2,400
Salary of stenographer and clerk at \$1,000 per year.....	2,000
Salary of bookkeeper at \$1,000 per year.....	2,000
Salary of two general clerks at \$1,000 each per year.....	4,000
Salary of clerk of Board of Land Commissioners at \$1,000 per year.....	2,000
Appraisement, sale and lease of school, granted, tide, and other state lands....	14,000
Salary and expenses of agents in selecting state lands.....	12,000
Advertising sale of state lands.....	3,000
Postage, incidentals and expenses.....	3,000
For sale and appraisement of lands donated to the state for the erection of public buildings at the state capital.....	3,000
Contingent fund, defending state's title to school, granted and other lands before the courts and the several United States Land Offices of the state, the Secretary of the Interior, United States Land Office, for filing fees, and for expenses on escheated lands (not including attorney's fees).....	2,500
Total.....	\$60,900
FROM HARBOR AREA FUND.	
For establishing harbor lines, surveying oyster and tide lands, appraising and reappraising tide lands, advertising for lease of harbor areas.....	\$4,000
Total for office of Commissioner of Public Lands.....	\$64,900
FROM THE GENERAL FUND.	
FOR LABOR COMMISSIONER'S OFFICE.	
Salary of Labor Commissioner at \$1,800 per year.....	\$3,600
Clerk's hire, incidentals and traveling expenses.....	2,600
Total.....	\$6,200
FOR COAL MINE INSPECTOR.	
Inspector's salary at \$1,500 per year.....	\$3,000
Traveling expenses and incidentals.....	1,250
Total.....	\$4,250

STATE OF WASHINGTON.

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FOR STATE GRAIN INSPECTOR'S OFFICE.

Salary of State Grain Inspector at \$1,800 per year.....	\$3,600
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FOR STATE FISH COMMISSIONER'S OFFICE.

Salary of Commissioner at \$2,000 per year.....	\$4,000
Traveling expenses of Commissioner at \$750 per year.....	1,500
Salary of stenographer at \$720 per year.....	1,440
Office rent \$325 per year.....	650
Total.....	\$7,590

FOR STATE BOARD OF EQUALIZATION.

Expenses of board.....	\$400
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FOR STATE FAIR.

Maintenance at \$5,000 per year.....	\$10,000
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FOR STATE BOARD OF CONTROL.

Salary of three members of board at \$2,000 per year each.....	\$12,000
Traveling expenses of members at \$500 per year each.....	3,000
Salary of bookkeeper at \$1,000 per year.....	2,000
Total.....	\$17,000

FOR STATE BOARD OF HEALTH.

Salary of secretary, at \$100 per year.....	\$200
Traveling expenses, at \$500 per year.....	1,000
Semi-annual meetings of board.....	400
Telegraphing.....	60
Expressage.....	60
Postage.....	120
Office rent.....	300
Total.....	\$2,140

FOR WESTERN WASHINGTON HOSPITAL FOR INSANE.

Maintenance (not more than forty per cent. of which shall be used for salaries).....	\$200,000
For the construction of new wing to building.....	40,000
Dynamo and engine.....	5,000
Stand pipe.....	6,000
Fire escapes.....	4,000
General repairs and improvements.....	3,000
Library.....	200
Furniture.....	1,500
Bake oven and building for same.....	2,000
Total.....	\$261,700

FOR EASTERN WASHINGTON HOSPITAL FOR INSANE.

Maintenance (not more than forty per cent. of which shall be used for salaries).....	\$115,000
Additional pumps and piping.....	7,500
General repairs and improvements.....	2,500
Furniture.....	1,500
Storm sashes.....	1,500
Sewerage system.....	5,000
Purchase of land in front of asylum.....	600
Library.....	200
Construction and equipment of new wing.....	45,000
Additional boiler and installing same.....	2,500
Total.....	\$181,800

FOR STATE PENITENTIARY.	
Maintenance.....	\$120,000
Dynamo and engine.....	6,000
General repairs and improvements.....	5,000
Library.....	250
Total.....	\$181,250
FOR REFORM SCHOOL.	
Maintenance.....	\$45,000
General repairs.....	5,000
Introduction of manual training department.....	2,000
Library.....	200
Total.....	\$52,200
FOR STATE SCHOOL FOR DEFECTIVE YOUTH.	
Maintenance.....	\$60,000
New boiler house.....	2,000
General repairs.....	2,000
Library.....	400
Total.....	\$64,400
FOR SOLDIER'S HOME.	
Maintenance.....	\$25,000
Building assembly hall.....	5,000
Additional to hospital and equipment.....	3,000
General repairs and improvements.....	1,000
Storeroom.....	1,000
Library.....	200
Total.....	\$35,200
FOR SUPREME COURT.	
Salary of judges.....	\$52,300
Salary of clerk, at \$2,000 per year.....	4,000
Salary of reporter, at \$2,000 per year.....	4,000
Contingent expenses and furniture.....	8,000
Total.....	\$68,300
FOR SUPERIOR COURTS.	
Salaries of superior judges.....	\$69,000
Traveling expenses of superior judges whose jurisdiction contains more than one county.....	3,000
Payment of salaries and expenses of superior judges pro tem.....	700
Total.....	\$72,700
FOR STATE UNIVERSITY.	
Maintenance.....	\$150,000
For construction and equipment of science hall.....	70,000
For new power plant.....	50,000
Total.....	\$270,000
FOR STATE AGRICULTURAL COLLEGE AND SCHOOL OF SCIENCE.	
Maintenance.....	\$60,000
For construction and equipment of armory and gymnasium.....	10,000
For library.....	1,500
Cases for apparatus and museum.....	300
For ward in veterinary hospital for contagious diseases.....	500
For the purchase of live stock.....	1,000
For sewer system.....	5,000
For water supply and fire protection.....	10,000
For insectary green house and horticultural barn.....	1,000
Addition to heating plant.....	4,000
Miscellaneous repairs and improvements.....	1,500
Total.....	\$94,800

For traveling expenses for State Veterinarian.....	\$2,500
FOR EXPERIMENTAL STATION AT PUYALLUP.	
For building and improvements.....	\$2,000
For maintenance.....	6,000
Total.....	\$8,000
FOR STATE NORMAL SCHOOL AT WHATCOM.	
For maintenance.....	\$42,500
For building an annex to present building.....	40,000
For equipment and supplies for chemical, physical and biological laboratories, For furniture for same.....	1,500 300
For library.....	1,000
For heating and ventilating annex.....	5,000
For furniture for same.....	2,000
For improving campus.....	500
For finishing rooms in old building.....	1,000
Total.....	\$98,800
FOR STATE NORMAL SCHOOL AT ELLENSBURG.	
Maintenance.....	\$35,000
Repairs and heating plant.....	2,500
For library.....	1,000
Furniture for leased dormitory.....	1,500
Total.....	\$40,000
FOR STATE NORMAL SCHOOL AT CHENEY.	
Maintenance.....	\$35,000
Repairs, fixtures and furniture.....	4,000
Library.....	1,000
Heating apparatus.....	5,000
Total.....	\$45,000
For revolving fund for the State Penitentiary.....	\$10,000
For rent of state offices and for the expenses of heat, light, water and maintenance of new capitol building and grounds connected therewith.....	\$10,000
For removal of the state's property from its present quarters to the new capitol building.....	\$15,000
For the repair of the shed over and the preservation of the capitol foundation upon the present capitol grounds (provided, that the money herein appropri- ated for such repairing and preservation of said capitol foundation shall be returned to the general fund of the State Treasury from the proceeds of the sale of land granted to the state for the erection of public buildings at the state capital next after the payment of warrants heretofore issued against the fund provided for from said proceeds).....	\$1,000
Indexing House journal.....	\$300
Indexing Senate journal.....	\$250
For public printing.....	\$35,000
FOR HORTICULTURAL COMMISSIONERS'S OFFICE.	
Salary of Commissioner at \$1,000 per year.....	\$2,000
Incidental and traveling expenses at \$500 per year.....	1,000
Salary of clerk at \$400 per year.....	800
For improvement of horticultural exhibit at \$100 per year.....	200
Total.....	\$4,000
For printing Washington reports.....	\$3,750
OFFICE OF STATE DAIRY AND FOOD COMMISSIONER.	
For salary of commissioner at \$1,800 per year.....	\$3,600
For expenses of commissioner and deputies at \$1,250 per year.....	2,500
For salaries of deputies.....	2,500
Total.....	\$8,600

FOR SCIENTIFIC EXPERIMENTAL STATION.	
For salary of Superintendent at \$2,000 per year.....	\$4,000
For general expenses at \$750 per year.....	1,500
For buildings and water supply.....	1,500
For one carload of eastern oysters.....	1,200
For machinery, floats and clearing pond.....	2,000
For purchase of crawfish.....	400
Total	\$10,600
Cost bills in convictions of felony.....	\$25,000
For desk supply fund.....	4,000
For transportation of convicts to State Penitentiary.....	16,000
For transportation of insane to hospitals.....	14,000
For transportation of incorrigibles.....	4,000

FROM LIBRARY FUND.	
State library, purchase of books.....	\$6,000
For indexing and cataloging.....	500
Total	\$6,500

FROM GRAIN INSPECTION FUND.	
Postage, salaries, expenses and incidentals connected with the office of State Grain Inspector.....	\$23,000

FROM MILITARY FUND.	
For salary of Adjutant General at \$2,000 per year.....	\$4,000
Incidentals and traveling expenses.....	1,000
Salary of chief clerk at \$1,000 per year.....	2,000
Storekeeper and armorer at \$720 per year.....	1,440
Supplies, ammunition and clothing.....	12,000
Traveling expenses for Governor's staff.....	500
Armories and maintenance.....	40,000
For equipment and maintenance of hospital corps.....	1,000
For freight on cannon.....	500
Total	\$62,440

FROM FISH HATCHERY FUND.	
Salaries for two deputies at \$1,000 per year.....	\$4,000
Traveling expenses for two deputies at \$1,000 per year for the two.....	2,000
Purchase of launch for Puget Sound.....	4,500
Engineer's salary for launch \$750 per year.....	1,500
Fuel and other expenses for launch.....	2,000
For chartering steamer on Columbia river.....	1,500
Total	\$15,500
For maintenance state fish hatcheries.....	\$70,000
For improvements to state fish hatcheries.....	12,750
	82,750
Total from fish hatchery fund	\$98,250

Respectfully submitted.
 E. HAMMER,
 OLIVER HALL,
 HAROLD PRESTON,
 C. A. MANTZ,
 Senate Committee.

R. B. WILSON,
 C. G. BROWN,
 O. A. TUCKER,
 A. J. FALKNER,
 J. M. HARRISON,
 House Committee.

On motiotin of Senator Hammer, the report was adopted by the following vote :

Those voting yea were : Senators Andrews, Angle, Baumeister, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hall, Hamilton, Hammer, Hemrich, Land, LeCrone, Mantz, Megler, Moultray, Preston, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—26.

Those absent or not voting were : Senators Baker, Biggs, Clapp, Hallett, Rands, Reser, Schofield, and Welty—8.

House bill No. 499 was placed upon its final passage, and passed by the following vote: Yeas 23, nays 0, absent or not voting 11.

Those voting yea were : Senators Andrews, Angle, Baker, Baumeister, Biggs, Cornwell, Crow L. C., Garber, Hall, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Ruth, Schofield, Sharp, Stewart, Warburton, and Wilshire—23.

Those absent or not voting were : Senators Clapp, Crow Herman D., Davis, Land, Mantz, Rands, Reser, Smith, Sumner, Tolman, and Welty—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House concurrent resolution No. 27, by Mr. Chrisman, relating to the printing of certain laws, was read and, on motion of Senator Preston, was laid on the table.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The Speaker of the House has signed House bill No. 284, and the same is herewith transmitted. E. D. COWEN, Chief Clerk.

House bill No. 284 was signed by the President.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The Speak of the House has signed House concurrent resolution No. 16, House concurrent resolution No. 25, House bill No. 283, House joint memorial No. 9, House memorial No. 12, House bill No. 477, Senate bill No. 181, and the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The President signed House concurrent resolutions Nos. 16 and 25, House bill No. 283, House joint memorial No. 9, House memorial No. 12, House bill No. 477.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has adopted the report of the free conference committee on House bill No. 499, making appropriation for sundry civil expenses of the state government, etc.

The speaker of the House has signed House bill No. 484.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

House bill No. 484 was signed by the President.

The following resolution was introduced by Senator Davis, read and adopted:

WHEREAS, There is now in the Senate chamber the desk at one time used by Governor Isaac I. Stevens in territorial days; and

WHEREAS, The Ferry Museum, of Tacoma, has among its relics of the Territory of Washington, the chair formerly used with said desk by Governor Stevens: Therefore, be it

Resolved, That said desk be and it is hereby donated to the Ferry museum.

A recess of ten minutes was taken.

Senator Sharp moved to take the following resolution off the table, and the resolution was lost by the following vote:

WHEREAS, The employes of the Senate elected during the first week of the session performed the work that accumulated from the first day of the session to the day of their election: Therefore, be it

Resolved by the Senate, That all employes of the Senate elected during the first week of the present session be paid compensation from the first day, for performing said work.

Resolved, That the State Auditor is hereby authorized to draw warrants in payment of the per diem upon presentation of certificates signed by the secretary of the Senate.

Those voting yea were: Senators Biggs, Cornwell, Crow L. C., Hamilton, Ruth, Sharp, Warburton, and Welty—8.

Those voting nay were: Senators Angle, Baumeister, Crow Herman D., Garber, Hallett, Hammer, LeCrone, Megler, Moultray, Preston, Rands, Tolman, and Wilshire—13.

Those absent or not voting were: Senators Andrews, Baker, Clapp, Davis, Hall, Hemrich, Land, Mantz, Reser, Schofield, Smith, Stewart, and Sumner—13.

The following resolution was introduced by Senator Warburton, and unanimously adopted:

WHEREAS, The proceedings of the Senate, in the seventh legislative session assembled, have been placed before the public in a most fair and impartial manner by the suave and accomplished correspondents of the state press, represented as follows, to-wit: The Post-Intelligencer, by

E. L. Reber; the Oregonian, by D. K. Larimer; the Spokesman-Review, by Ren Rice; the Ledger, by M. M. Mattison; the Seattle Times, by L. H. Darwin; the Olympian, by C. Carroll; the Star, by E. R. Hughes; the Times, by Georgia Blankenship; and Tacoma News, by E. M. Henderson: Therefore, be it

Resolved, That the Senate extends its sincere thanks to the correspondents above named, and commend the newspapers for the wisdom they have shown in sending such able correspondents to report the legislative proceedings.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate memorial No. 11 has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate memorial No. 11.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

The House has passed House concurrent resolution No. 28, appropriating \$1,000 for publishing a legislative manual.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

President McBride resumed the chair.

The president appointed Senators Wilshire and Rands as a committee to meet President McKinley, per House concurrent resolution No. 15.

On motion of Senator Warburton, the Senate took a recess of half an hour.

House concurrent resolution No. 28, relating to an appropriation of \$1,000 for publishing a legislative manual, was read, and, upon motion of Senator Moultray, was laid upon the table.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT :

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 161, entitled "An act amending section 943 of Ballinger's Annotated Codes and Statutes of Washington, relat-

ing to assessments for local improvements," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 161.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 94, entitled "An act to amend sections 2 and 5 of an act entitled 'An act providing for the creation of the office of the state veterinary surgeon, and defining his duties,'" approved March 22, 1895, has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 94.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 276, and Senate joint memorial No. 11.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 248, entitled "An act granting rights-of-way to railroad companies, etc., and declaring an emergency," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 248.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 137, entitled "An act amending section 13 of an act entitled 'An act to provide for the establishment and creation of diking districts, etc.,'" has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 137.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 74, entitled "An act giving a preference right to upland owners to purchase adjoining shore lands belonging to the State of Washington," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 74.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed House bills Nos. 437, 412, and 443, and the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 437, 412 and 443.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 76, entitled "An act to amend sections 7351 and 7359 of Ballinger's Annotated Codes and Statutes of Washington, relating to game birds, and repealing section 5 of the act approved March 14, 1899," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

GRANT C. ANGLE,

L. C. CROW

The president signed Senate bill No. 76.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bills Nos. 137, 74, 248, 94, 161 and 76, and the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 126, entitled "An act to amend sections 13, 14, 15 and 24 of an act entitled 'An act amending an act entitled 'An

act to provide for the assessment and collection of taxes," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 126.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 272, entitled "An act to provide for the control, management and disposition of four sections of land granted for the establishment and maintenance of a scientific school, making an appropriation and declaring an emergency," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 272.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 197, entitled "An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 197.

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 174, entitled "An act to amend sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046, 2061 of Ballinger's Annotated Codes and Statutes of Washington, relating to the military code of the State of Washington, providing for courts of inquiry, and declaring an emergency," has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 174.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bills Nos. 126, 272, 197 and 174, and the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 154, entitled "An act authorizing cities of the first class to provide for the drainage and sewerage of such cities; the levy and collection of taxes," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 154.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 154, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 209, entitled "An act to create and provide means for the enforcement of a lien on steamers," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 209.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 209, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

Your Committee on Enrolled Bills respectfully reports that the enrolled copy of Senate bill No. 193, entitled "An act to create the office of sheep inspector," etc., has been carefully compared with the engrossed copy thereof, and found correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

The president signed Senate bill No. 193.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 14, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 193, and House bills Nos. 348, 442, 486, 475, 294 and 499, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

The president signed House bills Nos. 348, 442, 486, 475, 294 and 499.

On motion of Senator Hamilton, the following resolution was adopted:

Resolved, That a committee of one Senator and two Representatives be appointed to wait on the Governor to see if he has any further communications to make to the Legislature."

The president appointed Senator Megler as a member of the committee to wait on the Governor.

Senator Megler announced that the Governor had no further communications to make to the Legislature.

Senator Megler moved that a committee of two be appointed to inform the House that the Senate is ready to adjourn.

The motion carried.

The president appointed Senators Crow and Megler to inform the House that the Senate was ready to adjourn.

The committee reported that they had performed their duty.

A committee of the House consisting of Messrs. Merritt, Lewis and Fairchild, informed the Senate that the House was ready to adjourn.

Senator Wilshire moved that the map of the city of Spokane be delivered by the secretary of the Senate to the State Librarian, and that the secretary take his receipt therefor.

The motion carried.

At 11:58 P. M., on motion of Senator Megler, the Senate adjourned *sine die*.

T. P. FISK,
Secretary of the Senate.

HENRY McBRIDE,
President of the Senate.

STANDING COMMITTEES OF THE SENATE.

- AGRICULTURE.—Hall, Garber, Baumeister, Reser, Cornwell.
 APPROPRIATIONS.—Hammer, Hamilton, Andrews, Biggs, Megler, Hall, Crow (Herman D.), Sharp, Reser.
 CLAIMS AND AUDITING.—Davis, Angle, Hallett.
 COMMERCE.—Clapp, Andrews, Crow (L. C.).
 CONSTITUTION AND CONSTITUTIONAL REVISION.—Schofield, Ruth, Sumner, Hamilton, Welty, Baker, Tolman.
 CORPORATIONS OTHER THAN MUNICIPAL.—Crow (Herman D.), Schofield, Clapp, Warburton, Reser, Hall, Biggs.
 COUNTIES AND COUNTY BOUNDARIES.—Baker, Garber, Stewart, Smith, Mantz.
 DIKES, DRAINS AND DRAINAGE.—Welty, Hammer, Land.
 EDUCATION.—LeCrone, Biggs, Andrews, Crow (L. C.), Cornwell.
 EDUCATIONAL INSTITUTIONS.—Moultray, Andrews, Land, Hallett, Sharp.
 ELECTIONS AND PRIVILEGES.—Crow (L. C.), Davis, Hemrich, Sharp, Land.
 ENGROSSED BILLS.—Clapp, Ruth, Megler.
 ENROLLED BILLS.—Welty, Crow (L. C.), Angle.
 FISHERIES.—Megler, Moultray, Sumner, Hemrich, Angle, Rands, Baumeister.
 HARBORS AND HARBOR LINES.—Sumner, Hemrich, Clapp, LeCrone, Schofield.
 IRRIGATION AND ARID LANDS.—Sharp, Crow (L. C.), Baumeister, Cornwell, Garber.
 JUDICIARY.—Warburton, Preston, Schofield, Crow (Herman D.), Mantz, Wilshire, Tolman, Rands, Hallett.
 LABOR AND LABOR STATISTICS.—Land, Smith, Warburton, Reser, Megler.
 MANUFACTURES.—Hemrich, Clapp, Davis.
 MEDICINE, DENTISTRY, SURGERY AND HYGIENE.—Smith, LeCrone, Biggs.
 MEMORIALS.—Garber, Baumeister, Andrews.
 MILITARY.—Stewart, Crow (L. C.), Sharp, Baker, Biggs.
 MINES AND MINING.—Mantz, Moultray, Sumner, Garber, Smith, Stewart, Ruth.
 MUNICIPAL CORPORATIONS.—Tolman, Schofield, Wilshire, Hemrich, Rands, Welty, Mantz.
 PRINTING.—Angle, LeCrone, Smith, Land, Hammer.
 PUBLIC BUILDINGS AND GROUNDS.—Ruth, Angle, Megler, Wilshire, Baker.
 PUBLIC MORALS.—Hallett, Stewart, Moultray.
 PUBLIC REVENUE AND TAXATION.—Hamilton, Hemrich, Clapp, Baumeister, Ruth, Hallett, Crow (Herman D.)
 RAILROADS AND TRANSPORTATION.—Preston, Hall, Sumner, Tolman, Mantz, Hammer, Angle.
 ROADS AND BRIDGES.—Baumeister, Hammer, Davis, Rands, Baker, Land, Stewart.
 SALARIES AND MILEAGE.—Reser, Ruth, Rands, Cornwell, Warburton.
 STATE CHARITABLE INSTITUTIONS.—Rands, Hallett, Garber, LeCrone, Davis.
 SENATE EMPLOYES OTHER THAN REGULAR.—Biggs, Sumner, Stewart, Baker, Crow (Herman D.)
 STATE GRANTED, SCHOOL AND TIDE LANDS.—Andrews, Hamilton, Welty, Clapp, Preston, Davis, Hall.
 STATE LIBRARY.—Schofield, Wilshire, Warburton.
 STATE PENAL AND REFORMATORY INSTITUTIONS.—Cornwell, Smith, Tolman, Hall, Warburton.

STANDING COMMITTEES SPECIAL TO THE SESSION.

- LEGISLATIVE APPORTIONMENT.—Wilshire, Hamilton, Sumner, Welty, Crow (Herman D.), Megler, Moultray, Mantz, Cornwell.
 CONGRESSIONAL DISTRICTS.—Hamilton, Moultray, Preston, Rands, Sharp, Crow (Herman D.), Cornwell.

GROUPING OF THE SENATE STANDING COMMITTEES.

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- GROUP 1: Judiciary.
- GROUP 2: Revenue and Taxation.
Congressional Districts.
Library.
- GROUP 3: Appropriations.
Fisheries.
- GROUP 4: Education.
Irrigation and Arid Lands.
Printing.
- GROUP 5: Railroads and Transportation.
Legislative Apportionment.
- GROUP 6: Corporations Other Than Municipal.
Dikes and Drainage.
- GROUP 7: Commerce.
Constitution and Constitutional Revision.
Harbor and Harbor Lines.
- GROUP 8: Municipal Corporations.
Medicine and Surgery.
Rules and Joint Rules.
- GROUP 9: Claims and Auditing.
Labor and Labor Statistics.
Elections and Privileges.
Educational Institutions.
- GROUP 10: Senate Employes Other Than Regular.
Public Morals.
Salaries and Mileage.
- GROUP 11: Mines and Mining.
Roads and Bridges.
State Granted, School and Tide Lands.
- GROUP 12: State Charitable Institutions.
Public Buildings and Grounds.
Manufactures.
- GROUP 13: Counties and County Boundaries.
Agriculture.
- GROUP 14: Military.
Memorials.
- GROUP 15: State Penal and Reformatory Institutions.

LIST OF MEMBERS OF THE SENATE OF THE STATE OF WASHINGTON FOR THE YEAR 1901, WITH POLITICS, OCCUPATION, COUNTIES REPRESENTED AND POSTOFFICE ADDRESS OF EACH.

Hon. HENRY McBRIDE, Lieutenant Governor and President of the Senate, Mt. Vernon.

<i>No. of Dist.</i>	<i>Name of Senator.</i>	<i>Politics.</i>	<i>Occupation.</i>	<i>Counties represented.</i>	<i>Postoffice address.</i>
1.	GOTLEIB GARBER.....	Democrat.....	Farmer.....	{ Lincoln Okanogan Chelan.....	Reardan.
2.	CHARLES A. MANTZ.....	Democrat.....	Lawyer.....	{ Stevens Spokane.....	Colville.
3.	WARREN W. TOLMAN.....	Democrat.....	Lawyer.....	{ Spokane Spokane.....	Spokane.
4.	HERMAN D. CROW.....	Republican.....	Lawyer.....	{ Spokane Spokane.....	Spokane.
5.	STANLEY HALLETT.....	Democrat.....	Real estate.....	{ Spokane Whitman.....	Medical Lake.
6.	L. C. CROW.....	Democrat.....	Farmer.....	{ Whitman Whitman.....	Palouse.
7.	OLIVER HALL.....	Republican.....	Undertaker.....	{ Whitman Asotin.....	Colfax.
8.	E. BAUMEISTER.....	Republican.....	Merchant.....	{ Columbia Columbia Garfield.....	Asotin.
9.	OLIVER T. CORNWELL.....	Republican.....	Farmer.....	{ Adams Franklin.....	Walla Walla.
10.	W. P. RESER.....	Democrat.....	Farmer.....	{ Walla Walla Walla Walla.....	Walla Walla.
11.	J. P. SHARP.....	Republican.....	Farmer.....	{ Kittitas Douglas.....	Ellensburg.
12.	GEORGE H. BAKER.....	Republican.....	Merchant.....	{ Kittitas Yakima.....	Goldendale.
13.	E. M. RANDS.....	Republican.....	Lawyer.....	{ Clarke Skamania.....	Wanouver.
14.	J. G. MEGLER.....	Republican.....	Canneryman.....	{ Cowitz Pacific Wahkiakum.....	Brookfield.
15.	J. R. WELTY.....	Republican.....	Lawyer.....	{ Lewis Chehalis.....	Chehalis.
16.	GEORGE D. SCHOFIELD.....	Republican.....	Lawyer.....	{ Mason Kitsap.....	Montesano.
17.	GRANT C. ANGLE.....	Republican.....	Publisher.....	{ Island Thurston.....	Shelton.
18.	A. S. RUTH.....	Republican.....	Civil engineer.....	{ Pierce Pierce.....	Olympia.
19.	C. L. STEWART.....	Republican.....	Merchant.....	{ Pierce Pierce.....	Puyallup.
20.	ED. S. HAMILTON.....	Republican.....	Stevodore.....	{ Pierce Pierce.....	Tacoma.
21.	STANTON WARBURTON.....	Republican.....	Lawyer.....	{ Pierce Pierce.....	Tacoma.
22.	LINGOLN DAVIS.....	Republican.....	Insurance.....	{ Pierce Pierce.....	Tacoma.
23.	S. M. LECHRONE.....	Republican.....	Druggist.....	{ Pierce Pierce.....	Tacoma.

LIST OF MEMBERS OF THE SENATE—CONCLUDED.

No. Dist.	Name of Senator.	Politics.	Occupation.	Counties represented.	Postoffice address.
24	J. J. SMITH	Republican	Physician	King	Franklin.
25	ANDREW HENRICH	Republican	Manufacturer	King	Seattle.
26	HAROLD PIERSTON	Republican	Lawyer	King	Seattle.
27	W. W. WILSHIRE	Republican	Lawyer	King	Seattle.
28	L. B. ANDREWS	Republican	Retired	King	Seattle.
29	PAUL LAND	Democrat	Iron moulder	King	Fremont.
30	C. F. CLAPP	Republican	Retired	Jefferson	Port Townsend.
31	T. B. SUMNER	Republican	Manufacturer	Clallam	Everett.
32	E. HAMMEL	Republican	Merchant	Snohomish	Skagit
33	W. R. MOULTWAY	Republican	Manufacturer	San Juan	Sedro-Woodley.
34	D. E. BIGGS	Democrat	Physician	Whatcom	Nooksack.
				Whatcom	Whatcom.

Republicans, 26; Democrats, 8; total, 34.

PREVIOUS SERVICE IN THE LEGISLATURE OF MEMBERS OF SENATE
OF 1901.

<i>Name.</i>	<i>Senate.</i>	<i>House.</i>
Andrews, L. B.....	1899.....	1866-67, 1890-91.
Angle, Grant C.....		
Baker, George H.....	1899.....	1897.
Baumelster, E.....		
Biggs, D. E.....	1899.....	1895.
Clapp, C. F.....	1899.....	1897.
Cornwell, Oliver T.....		
Crow, Herman D.....	1899.....	
Crow, L. C.....	1895, 1897.....	
Davis, Lincoln.....		
Garber, G.....		
Hall, Oliver.....	1895, 1897, 1899.....	
Hallett, Stanley.....		
Hammer, E.....	1889.....	
Hamilton, Ed.....	1899.....	
Hemrich, Andrew.....	1899.....	
Land, Paul.....	1899.....	1897.
LeCrone, S. M.....	1899.....	
Mantz, Chas. A.....	1899.....	
Megler, J. G.....	1895, 1897, 1899.....	1889, 1890.
Moultray, W. R.....		1889, 1890.
Preston, Harold.....	1899.....	
Rands, E. M.....		
Reser, W. P.....		
Ruth, A. S.....		
Schofield, George D.....	1899.....	
Sharp, J. P.....		1899.
Smith, J. J.....		1899.
Stewart, C. L.....		1899.
Sumner, T. B.....		
Tolman, Warren W.....		
Warburton, Stanton.....	1897, 1899.....	
Welty, J. R.....		
Wilshire, W. W.....	1899.....	

SENATE EMPLOYES.

<i>Name.</i>	<i>Title.</i>	<i>Residence.</i>	<i>Per diem.</i>
T. P. FISK.....	Secretary.....	Shelton.....	\$6 00
DUDLEY ESHELMAN.....	Assistant Secretary.....	Tacoma.....	6 00
ARTHUR DENNIS.....	Sergeant-at-arms.....	Tacoma.....	5 00
JAMES HAVELAND.....	Assistant sergeant-at-arms.....	Walla Walla.....	4 00
MISS A. E. UNDERWOOD.....	Minute clerk.....	Tacoma.....	4 50
R. W. WINCHELL.....	Journal clerk.....	Dunlap.....	4 00
J. A. FABER.....	Assistant journal clerk.....	Hlaine.....	4 00
W. B. HARGRAVE.....	Enrolling clerk.....	Cofax.....	4 00
LOTTA GANAHL.....	Assistant enrolling clerk.....	Spokane.....	4 00
EVA C. CONNICK.....	Engrossing clerk.....	Tacoma.....	4 00
J. T. SHREFFY.....	Assistant engrossing clerk.....	Everett.....	4 00
J. W. LYSONS.....	Bill clerk.....	Port Townsend.....	4 00
LURELLA BAILEY.....	Assistant bill clerk.....	Tacoma.....	4 00
W. W. CLARK.....	Postmaster.....	Burton.....	4 00
WILLIS RAND.....	Assistant P. M. and gen'l messenger.....	Olympia.....	3 00
MISS MYRTA JAMES.....	Stenographer.....	Seattle.....	4 00
O. L. INGRAM.....	Stenographer.....	Walla Walla.....	4 00
HATTIE DUNLAP.....	Docket clerk.....	Brookfield.....	4 00
JERRY FLOWERS.....	Janitor.....	Spokane.....	4 00
L. QUEORY.....	Night watchman.....	Alderton.....	4 00
G. W. HAMBRIGHE.....	Doorkeeper.....	Olympia.....	4 00
A. W. PARKEB.....	Assistant doorkeeper.....	La Conner.....	4 00
ESTLEY RINEHART.....	Page.....	Olympia.....	2 00
CHARLES ALBRECHT.....	Page.....	Seattle.....	2 00

COMMITTEE CLERKS.

<i>Name.</i>	<i>Group.</i>	<i>Residence.</i>	<i>Per diem.</i>
W. M. WILLIAMS.....	Group 1.....	Seattle.....	\$4 50
E. R. HUGHES.....	Group 2.....	Tacoma.....	4 00
S. P. CARUSI.....	Group 3.....	Port Angeles.....	4 00
ROBERT HOVEY.....	Group 4.....	Ellensburg.....	4 00
RALPH D. NICHOLS.....	Group 5.....	Seattle.....	4 00
LOUIE D. TODD.....	Group 6.....	Davenport.....	4 00
EVA A. NETHERY.....	Group 7.....	Montesano.....	4 00
REN RICE.....	Group 8.....	Spokane.....	4 00
O. H. REESE.....	Group 9.....	Seattle.....	4 00
L. H. DARWIN.....	Group 10.....	Whatcom.....	4 00
JANE RIES.....	Group 11.....	Seattle.....	4 00
THOMAS GEOGHEGAN.....	Group 12.....	Vancouver.....	4 00
CATHERINE BAXTER.....	Group 13.....	Seattle.....	4 00
M. C. LOWRY.....	Group 14.....	Clauquato.....	4 00
AGNES S. HEATH.....	Group 15.....	Seattle.....	4 00
FRANK PIERCE.....	Briefer.....	Seattle.....	5 00

ERRATA.

- Page 62: House bill No. 22 should read House concurrent resolution No. 22.
Page 438: House bill No. 279 should read House bill No. 297.
Page 459: House bill No. 408 should read House bill No. 108.
Page 475: House bill No. 408 should read House bill No. 48.
Page 504: House bill No. 34 should read House bill No. 341.
Page 566: House bill No. 24 should read House bill No. 214.
Page 572: Should read Speaker of the House has signed Senate bills Nos. 166, 70 and 82.
Page 661: Resolution No. 220 should read bill No. 220.

INDEX.

TITLE AND HISTORY OF SENATE AND HOUSE BILLS,

RESOLUTIONS, MEMORIALS, ETC.,

AND

PERSONAL AND SUBJECT INDEXES.

TITLE AND HISTORY OF SENATE BILLS.

NUMBER, AUTHOR AND TITLE.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments,	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate...	Signed by Speaker of House.....	Approved and signed by the Governor.....
1. Senator ANDREWS: An act appropriating the sum of sixty thousand dollars or so much thereof as may be necessary to pay the expenses of the seventh Legislature.....	11	16	16		16	63	64	64	66
2. Senator PRESTON: An act to establish a railroad and transportation commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and the railroads, and afford railroad companies and other parties adequate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement.....	11	52 } 213 } 218 }	214	54 } 92 } 218 } 249 }	224				
3. Senator LAND: An act making appropriations for the maintenance of the State Penitentiary, the Soldiers' Home and for the expenses of the State Board of Audit and Control.....	11	49 } 55 } 62 } 225 }	63	49 } 220 }	63	206	226	229	241
4. Senator HERMAN D. CROW: An act providing for an additional judge of the superior court for the county of Spokane in the State of Washington, and declaring an emergency.....	11	77 } 86 } 102 }	80		86	96	126	129	137
5. Senator HERMAN D. CROW: An act providing for the amendment of sections 3 and 5 of article IV of the constitution of the State of Washington, relating to the judiciary.....	11								
6. Senator HALLETT: An act relating to the taxation of collateral inheritances.....	12	89 } 107 } 148 } 357 } 379 } 467 }	139	352 } 382 }	151	344	487	491	547
7. Senator TOLMAN: An act to establish a railroad commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger service and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission, etc.....	15	249	311	268 } 310 }	311				

8. Senator WILSHIRE: An act to provide for appeals from the Board of State Land Commissioners, and declaring an emergency.....	15	{ 124 148 390 585 }	144	{ 388 369 390 407 427 }	151	344	552	563
9. Senator WILSHIRE: An act to redistrict and reapportion the members of the Senate and House of Representatives of the State of Washington.	15	{ 316 333 345 351 364 472 473 }	334	{ 316 333 345 351 364 472 473 }	345	{ 351 518 }	365	.....
10. Senator CORNWELL: A bill for an act amending section 2 of an act entitled "An act to provide for the transportation of convicts to the territorial penitentiary and to fix the compensation therefor," approved January 31, 1888.....	15							
11. Senator RANDS: An act to amend section 4907 of chapter VII of title XXVII, relating to procedure in courts of record, of Ballinger's Annotated Codes and Statutes of Washington, relating to pleadings and grounds of demurrer.....	15							
12. Senator RANDS: An act to amend section 6196, relating to "Settlement of Estates Without Administration," of chapter V of title XXXV of Ballinger's Annotated Codes and Statutes of Washington.....	15	{ 125 148 }	143		150			
13. Senator TOLMAN: An act reviving and continuing in effect an act entitled "An act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington," approved February 21, 1899, Session Laws of 1899, chapter XVII, and appropriating the sum of \$100,000 to pay the bounty for the production and manufacture of sugar in the State of Washington, provided for in said act and in this revival thereof.....	20	{ 228 272 281 601 }	279	253	282	572	601	611
14. Senator ANDREWS: An act to provide for a state building and an exhibit of the products of the State of Washington at the "Pan-American Exposition" of 1901, and making an appropriation therefor.....	20			622				
15. Senator MOUTRAY: An act providing for the reappraisal of the tide lands in front of the city of Blaine, Whatcom county, State of Washington.....	20	{ 89 100 141 }	99		100	128	141	147
16. Senator HAMMER: An act appropriating money for appraisement, cruising and advertising the sale of land and timber on state land, and contingent expenses in the office of the Commissioner of Public Lands,	20	{ 49 55 62 169 }	63	49	63	161	171	183
17. Senator MOUTRAY: An act making appropriation for the State Normal School at New Whatcom, Washington, for the balance of the fiscal year ending in 1901.....	21	49	49		49	64	64	66
18. Senator LECRONE: An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington.....	21	{ 105 254 }	129	129	129	220	254	275

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND SUBJECT.	Read first and second time, and referred.		Report from Committee.	Third reading and amendments.	Other action in Senate.	Vote on final passage.	Report from House.	Signed by President of Senate.	Signed by Speaker of House.	Approved and signed by the Governor.
19. Senator HERMAN D. CROW: An act to regulate the width of tires upon vehicles used upon public streets, highways and roads	21	{ 166 } { 179 }								
20. Senator HERMAN D. CROW: An act repealing section 6 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections 97½, 119½, 119¾, 119¾, 120¾, 120¾, 120¾ to said act, and declaring an emergency," approved March 15, 1899, and amending section 68 of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897.	21	154								
21. Senator SHARP: An act relating to farmers' institutes and making an appropriation	23	{ 169 } { 205 }			179					
22. Senator RANDS: An act to amend section 4741 of article II, "Relating to Manner of Drawing and Summoning Jurors," of chapter VIII, of title XXVI, of Ballinger's Annotated Codes and Statutes of Washington.	23	{ 155 } { 170 } { 378 }	164			171	344	378	389	427
23. Senator RANDS: An act repealing an act fixing the venue of actions in justice courts.	23	195	222			225				
23. (Substitute) JUDICIARY COMMITTEE: An act to amend an act entitled "An act fixing the venue of actions in justice courts," approved March 7, 1899.	195									
24. Senator ANGLE: An act to amend sections 2, 3, 12, 13 and 15 of an act entitled "An act for the protection of game animals and birds, and song birds, and to define and punish as misdemeanors all violations thereof, vesting the county commissioners with authority to appoint game wardens, defining their duties, fixing their compensation and defining the duties of certain county, precinct and municipal peace officers, etc.	23	{ 132 } { 139 } { 217 }	152		{ 161 } { 199 }					

24. (Substitute) JUDICIARY COMMITTEE: An act to amend section 7345 of Ballinger's Annotated Codes and Statutes of Washington, relating to the closed season for moose.....	{ 217 } { 219 }	232	282	282	282	282	282	282	282
25. Senator BAUMEISTER: An act to establish and maintain a fish hatchery on the Grande Ronde river, and appropriating funds therefor.....	45	{ 227 } { 288 } { 314 }	312	312	312	312	312	312	312
26. Senator SUMNER: An act appropriating money for postage and incidentals, and for clerical assistance in the office of the Secretary of State, and declaring an emergency.....	46	{ 105 } { 148 } { 238 }	143	150	241	238	263	284	284
27. Senator ANDREWS: An act relative to and in aid of the construction, maintenance and operation by the United States of America, of a ship canal with proper locks and appurtenances to connect the waters of Lakes Union and Washington, in King county, with Puget Sound, and declaring an emergency.....	46	{ 147 } { 156 } { 162 } { 218 }	161	163	206	220	225	229	229
28. Senator RANDS: An act relating to the death warrant, the contents thereof, the return of same and fixing place of execution, and amending section 6993 of chapter of XIII, title XXXVII, of Ballinger's Annotated Codes and Statutes of the State of Washington.....	46	{ 181 } { 195 } { 417 } { 535 }	189	197	344	535	552	563	563
29. Senator CORNWELL: An act amendatory of sections 6529 and 6530 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the supreme court.....	46	{ 76 } { 86 } { 264 } { 287 }	80	87	220	301	303	320	320
30. Senator CORNWELL: An act defining the crime of tampering with a witness and prescribing a penalty therefor.....	46	{ 158 } { 400 } { 499 } { 500 }	500	500					
31. Senator CORNWELL: An act for an act to amend sections 972 and 975 of volume 2 of Hill's Annotated Codes and Statutes of Washington, relative to homesteads in probate proceedings.....	47	{ 169 } { 205 }	179	205					
32. Senator SCHOFIELD: An act to establish a normal school in the county of Chehalis.....	47								
33. Senator BAKER: An act to provide for the destroying of noxious wild animals in the State of Washington; and appropriating the sum of two thousand dollars therefor, and declaring an emergency.....	47								
34. Senator LECROW: An act to provide for the organization, regulation and inspection of building and loan associations and to repeal certain laws therein named.....	47								
35. Senator MEEGEE: An act to make the seashore and sea beach of the Pacific ocean in Pacific and Chehalis counties, State of Washington, a public highway forever, to provide for the cancellation of existing contracts of sale and leases of such seashore and sea beach, and declaring an emergency.....	47	{ 112 } { 270 } { 287 } { 677 }	283	297	656	677	678	678	678

TITLE AND HISTORY OF SENATE BILLS--CONTINUED.

NUMBER. AUTHOR AND SUBJECT.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate.....	Signed by Speaker of House.....	Approved and signed by the Governor.....
36. Senator CORNWELL: An act defining larceny from the person and fixing the penalty therefor.....	67	{ 156 } { 170 } { 377 }	164		172	344	377	389	427
37. Senator CORNWELL: An act relating to the sufficiency and justification of bail and surety on bonds.....	67								
38. Senator CORNWELL: An act amending the statute fixing the commencement of terms of imprisonment.....	67								
39. Senator CORNWELL: An act defining the crime of petty larceny, prescribing the penalty and repealing existing laws on the subject.....	67								
40. Senator SHARP: An act to repeal section 5 of an act entitled "An act fixing the fees to be paid the Secretary of State by corporations doing business in this state, and declaring an emergency," of Session Laws of 1897.....	67	89							
41. Senator MOUTRAY: An act for the relief of persons contributing money for the completion of certain rooms in the State Normal School at New Whatcom, Washington.....	67	{ 557 } { 682 } { 587 }	584	583	587	677	682	685	
42. Senator BAUMEISTER: An act changing the name of the town of Lewis-ton, Asotin county, Washington, to the town of Clarkston.....	68	{ 228 } { 504 }	252		252	447	504	509	547
43. Senator PRESTON: An act in relation to the satisfaction of mortgages, and validating satisfactions already made, and repealing sections 1660 and 1661 of volume 1, Hill's General Statutes and Codes of the State of Washington.....	68	125							
43. (Substitute) JUDICIARY COMMITTEE: An act amending section 4563 of Ballinger's Annotated Codes and Statutes of Washington, relating to the satisfaction of mortgages, and validating satisfactions of mortgages heretofore made.....	125	{ 183 } { 504 }	177		185	472	514	509	547

TITLE AND HISTORY OF SENATE BILLS - CONTINUED.

TITLE AND HISTORY OF SENATE BILLS - CONTINUED.	NUMBER, AUTHOR AND TITLE.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate.....	Signed by Speaker of House.....	Approved and signed by the Governor.....
72. Senator HEMRICH: An act granting to the city of Seattle, upon certain conditions, certain shore lands on the west side of Lake Washington, in King county, State of Washington.....		90	{ 192 } { 253 } { 259 }	{ 202 } { 253 }		280				
73. Senator LAND: An act providing for the repair of the Snoqualmie Pass wagon road, and appropriating funds therefor.....		96	{ 172 } { 596 }		583					
74. COMMITTEE ON STATE GRANTED, SCHOOL AND TIDE LANDS: An act giving a preference right to upland owners to purchase adjoining tide or shore lands belonging to the State of Washington.....		96	{ 273 } { 590 } { 580 } { 683 } { 713 }	577	{ 306 } { 631 }	{ 608 } { 633 }	682	713	713	
75. Senator ANDREWS: An act providing for the appointment and election of one judge of the Superior Court in and for King county; fixing the term of office and providing at the next general state election for the election of four judges of the Superior Court in and for King county, and declaring an emergency.....		96								
76. Senator SHARP: An act to provide for the protection of quail, Mongolian pheasants, partridge chickens and sage hens in Kittitas county, Washington, and making it unlawful to kill or destroy any of said birds prior to October 1, 1903, and making it a misdemeanor and providing a penalty therefor.....		97	{ 281 } { 713 }		694		689	713	713	
76. (Substitute) COMMITTEE ON AGRICULTURE: An act to amend sections 7851 and 7859 of Ballinger's Annotated Statutes and Codes of Washington, relating to game birds, and repealing section 5 of chapter CXXXVII, Session Laws of 1899.....		282	314	306		330				
77. Senator CORNWELL: An act providing for the service of summons on an insane person.....		97	227							

78. Senator HAMMER: An act providing for building a bridge over the Skagit river at the most practicable point near the mouth of Thunder creek, in Whatcom county, and constructing a trail for pack animals from said bridge up Thunder Creek valley as near as practicable along the base of the mountains to the summit fork of Thunder creek, and for making an appropriation and appointing a commission therefor and declaring an emergency.....	97	{ 165 } { 315 }							
79. Senator RANDS: An act to amend section 5248c of chapter 8 of title xxix of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions and providing no exemption against wages.....	97	{ 237 } { 265 } { 648 }	262	{ 266 } { 390 }	638	648	647		
80. Senator MUEGLER: An act to establish a State Normal School in the county of Pacific and making an appropriation therefor.....	98	{ 157 } { 400 } { 499 }	433	{ 434 } { 472 }				433	
81. Senator LAND: An act requiring street railway and street car companies or corporations owning or operating street railways and street car lines to employ competent men to operate or assist in operating cars and dummies on such car lines and defining the meaning of who competent men are for such service, and providing a penalty for the violation of this act.....	98	{ 283 } { 287 } { 676 }	283	283	656	676	675		
82. Senator HERRICH: An act to amend sections 1, 2, 3, 4, 5 and 6, of chapter LXXVII, of the Session Laws of 1899, entitled "An act requiring horse-shoers to pass examination, and to provide a board of examiners," and adding six new sections thereto, to be known as sections 7, 8, 9, 10, 11, 12, and providing penalties for the violation thereof.....	98	{ 155 } { 239 } { 272 }	178						
82. (Substitute) COMMITTEE ON LABOR AND LABOR STATISTICS: An act requiring horsehoers in cities of first, second and third classes in this state to pass an examination and providing for a board of examiners in said cities and providing a penalty for the violation of the provisions of this act, and repealing an act entitled "An act requiring horsehoers to pass an examination and providing for a board of examiners," approved March 13, 1899.....	242	569	307		{ 562 } { 572 }	569	572	580	
83. Senator HAMILTON: An act relating to the vacation of streets, alleys, lots and commons, and parts of streets, alleys, lots and commons in incorporated cities and towns.....	98	{ 256 } { 401 } { 419 } { 476 } { 688 }	471	{ 473 } { 603 }	663	688	697		
84. Senator HERMAN D. CROW: An act providing for the establishment, appointment and regulation of a board of examiners of plumbers, and for the examination and licensing of plumbers, regulating plumbing, and providing a penalty for the violation thereof, and to regulate the sanitary construction of house drainage, plumbing and sewerage in cities of first class.....	98	134							

90. Senator CORNWELL: An act amending sections 1 and 2 of an act entitled "An act regulating common carriers fixing maximum railroad freight rates in the State of Washington, prohibiting discrimination by railroad common carriers in the matter of such rates, and of facilities for shipment, and providing for the due enforcement and observance of the rates so fixed, and of the regulations and prohibitions before referred to, and providing a method of determining the reasonableness of such rates and regulations and making an appropriation therefor," approved March 13, 1897.	118	507	578	563 } 578 }	579			
91. Senator CORNWELL: An act to provide for the enforcement of decrees of courts regulating the use of waters for irrigation, stock and domestic purposes, and making it the duty of sheriffs of the several counties of this state to measure and distribute said waters in accordance therewith and repeal all acts or parts of acts in conflict therewith.	118	192 } 378 }	198		198	345	378	389
92. Senator SHARP: An act making it a misdemeanor for any person to interfere with any headgate, measuring box or other device used for measuring or distributing water for irrigation, stock or domestic purposes, after the same shall have been adjusted by the sheriff or other proper authority, and providing a penalty therefor; and make the owner or occupant of the premises where such waters are used <i>prima facie</i> guilty thereof.	118	193 } 376 }	200		200	345	376	389
93. Senator SHARP: An act authorizing the payment of indemnity for diseased animals destroyed by the order of the veterinary surgeon, and making an appropriation for the same.	119	537						
94. Senator SHARP: An act to amend sections 2 and 5 of an act entitled "An act providing for the creation of the office of the State Veterinary Surgeon and defining his duties," approved March 22, 1895.	119	280 } 612 }	298		298	692	612	713
95. Senator HALL: An act authorizing the Board of Regents of the State Agricultural College and School of Science to withdraw from sale lands set apart for the use and support, establishment and maintenance of the State Agricultural College and School of Science, together with the timber, stone, fallen timber, hay or gravel, or other valuable materials situated on the said lands.	119	273 } 488 }	332 } 563 }		563			
96. Senator HALL: An act for the relief of the grantees of B. Norman, holder of purchase contract No. 233 for the southwest quarter of section thirty-six (36), township seventeen (17) north, of range forty-five (45) E., W. M.	119	191 } 495 }	202		212	472	495	498
97. Senator RANDS: An act to amend sections 6226, 6228 and 6246 of chapter VIII and sections 6337 and 6340 of chapter XI, of title XXXV relating to "Probate Law and Procedure," of Ballinger's Annotated Codes and Statutes of Washington.	126	539 } 601 }	587		610			

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND SUBJECT.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate...	Signed by Speaker of House.....	Approved and signed by the Governor.....
98. Senator RANDS: An act to amend section 3 of an act entitled "An act to authorize counties, cities and towns to issue bonds to fund their outstanding indebtedness, and to provide for the levy and collection of a specific tax to pay the principal and interest on such bonds, and declaring an emergency," approved March 22, 1895, being chapter 170, Session Laws of 1895, and declaring an emergency.....	126	{ 182 188 495 }	{ 186 279 }	431	190	428	495	498	547
99. Senator PRESTON (by request): An act to amend sections 1, 3 and 4 of an act entitled "An act to regulate mutual fire insurance companies and associations," approved March 14, 1899.....	126	273	{ 186 279 }	351	186	344	396	407	547
100. Senator PRESTON: An act to amend section 4530 of Ballinger's Annotated Codes and Statutes of Washington in relation to acknowledgments.....	126	{ 181 396 }	{ 186 279 }	351	186	344	396	407	547
101. Senator HERMAN D. CROW: An act to amend sections 6500, 6513 and 6514 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme Court.....	127	{ 166 174 377 }	{ 172 279 }	389	176	345	377	389	427
102. Senator HERMAN D. CROW: An act relating to the powers of judges of the Superior Court of the State of Washington, and declaring an emergency.....	127	{ 167 175 509 }	{ 172 279 }	389	176	428	514	527	547
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104. Senator SHARP: An act requiring persons owning or operating ditches through which water is diverted from natural sources, to place and keep in repair gates and measuring boxes at the head of such ditches, and providing a penalty for non-compliance therewith.....	127	{ 193 377 }	{ 199 312 348 }		199	345	377	389	427
105. Senator SHARP: An act to amend sections 9, 10 and 39 of an act entitled and cited as the Code of Public Instruction of the State of Washington.	127	{ 289 369 }	{ 312 348 }		371				

106. Senator STEWART: An act making an appropriation for conducting the Agricultural Experiment Station heretofore established at Puyallup, Washington.....	127							
107. Senator MUELLER: An act providing for the payment of a bounty for the killing of the common seal (<i>Phoca vitulina</i>), sea-lion, sheldrake (<i>Tadorna cupanser</i>), slaug (<i>Platycorax graculus</i>), and cormorant, out of the moneys collected by the Fish Commissioner of the State of Washington for licenses and fines, and appropriating annually out of the state treasury fund the sum of five thousand dollars for the purpose of paying such bounties.....	128	386 } 400 } 485 }	414	413	437			
108. Senator WELTY: An act to amend sections 6255, 6258, 6268, 6327 and 6357 of volume II, Ballinger's Annotated Codes and Statutes of the State of Washington, relating to probate law and procedure.....	128							
109. Senator HEMRICH: An act amending section 1 of an act entitled "An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors," approved November 14, 1878, being section 2945 of Ballinger's Annotated Codes and Statutes of the State of Washington; and repealing section 3 of an act entitled "An act to provide for the recovery of damages for injuries caused by the use of intoxicating liquors," approved November 14, 1897, being section 2947 of Ballinger's Annotated Codes and Statutes of the State of Washington; and declaring an emergency.....	136	194 } 206 }	203	209				
110. Senator HEMRICH: An act for the relief of Mrs. J. H. Stahl.....	136	542						
111. Senator SHARP: An act relating to fees to be collected by the Secretary of State and repealing an act entitled "An act fixing the fees to be paid to the Secretary of State by corporations doing business in this state, and declaring an emergency," approved March 13, 1897, and declaring an emergency.....	136	236	261					
112. Senator WELTY: An act for the relief of the office of State Treasurer of the State of Washington.....	136	205 } 877 }	221	222	222	345	377	389
113. Senator WARBURTON: An act submitting to the electors of the State of Washington the question of changing the location of the seat of government of this state from Olympia to Tacoma.....	136							427
114. Senator WARBURTON: An act appropriating money for the payment of certain judgments against the State of Washington.....	136	217 } 223 } 531 }	223	223	428	525	533	562
115. Senator ANDREWS: An act to establish a State Board of Inspection for steam boilers and for the examination and licensing of engineers, and providing penalties for its violation.....	137	272	278					

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND SUBJECT.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate...	Signed by Speaker of House.....	Approved and signed by the Governor.....
116. Senator ANDREWS: An act to provide for the purchase of the Washington Legislative Manual for 1901, for the use and benefit of the members of the Legislature, and state and county officials, and making an appropriation therefor.....	137	204		222					
117. Senator MUELLER: An act to amend sections six (6) and seven (7) of an act entitled "An act for the appointment of a Fish Commission, and defining its duties, and declaring an emergency to exist," approved February 20, 1890, relating to Fish Commissioner.....	142								
118. Senator WELTY: An act amending section 7049 of Ballinger's Codes and Statutes of Washington, relating to kidnaping.....	142	187 } 195 } 531 }	197	412	201	344	525	533	562
119. Senator MANTZ: An act providing for a state wagon road beginning at the upper falls on the Little Pen d'Oreille creek in Stevens county, Washington, thence northerly by the most practical route to the foot of navigation on Pen d'Oreille river, and to Metairie, thence in a westerly direction to Sans Poil creek, in Ferry county, thence westerly through Okanogan county, over the most practicable route across the summit of the Cascade mountains, to a point on the Skagit river opposite the town of Marble Mount in Skagit county, making an appropriation therefor, creating a road commission, and declaring an emergency.....	143	229 } 506 }		583					
120. Senator SMITH: An act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commission, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing "An act to provide against the adulteration of food," approved March 13, 1899.....	149	264 } 268 } 288 } 343 } 681 }		268 } 312 }	350	638	681	685	

121. Senator HALLETT: An act to curtail the propagation of the criminal classes.....	149	{ 192 } { 237 } { 301 }	{ 202 } { 306 }	313	305	.....	.....
122. Senator WELTY: An act amending section 2 of chapter-139, Laws of 1895, entitled "An act to authorize titles of the third class to provide for the support of the poor and infirm....."	149	{ 194 } { 206 }	202	472	210	.....	.....
123. Senator ANDREWS: An act making an appropriation for the support of the Bureau of Immigration (created under an act of the Legislature, approved March 19th, 1885), and declaring an emergency.....	159	.....	.....	.....	.....	.....	.....
124. Senator LECHRONE: An act to compel all persons, firms or corporations to place the formula of the ingredients of all patent medicines on the outside of the bottle or package that may contain said medicine, and prescribing a punishment for the failure to do so.....	159	.....	.....	.....	.....	.....	.....
125. Senator HERMAN D. CHOW: An act to provide state aid for the construction, improvement and maintenance of public highways.....	159	.....	.....	.....	.....	.....	.....
126. Senator SMITH: An act to amend sections 14 and 15 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15th, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118, and 121 thereof, and by adding sections 97½, 119½, 119¾, 119¾, 120¾, 120¾ to said act and declaring an emergency," approved March 15th, 1899.....	160	{ 270 } { 317 }	.....	.....	.....	.....	.....
126. (Substitute) JUDICIARY COMMITTEE: An act to amend sections 13, 14, 15 and 24 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15th, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118, and 121 thereof, and by adding sections 97½, 119½, 119¾, 120¾, 120¾ to said act, and declaring an emergency," approved March 15th, 1899, and declaring an emergency.....	275	713	309	{ 673 } { 684 } { 687 } { 688 }	331	673	714
127. Senator WILSHIRE: An act relating to the serving and filing of papers in proceedings in the courts.....	160	236	261	.....	261	.....	.....
128. Senator WILSHIRE: An act amending section 6755 of Ballinger's Annotated Codes and Statutes of Washington, relating to the manner of taking appeals in Justice's court.....	160	{ 236 } { 265 }	261	.....	267	.....	.....

137.	Senator HAMMER: An act amending an act entitled "An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency," approved March 20, 1895, (the same being chapter CXVII of the Session Laws of 1895) by adding thereto section 12½ after section 12 of said act.....	184	{ 399 424 712	411	{ 412 419	{ 411 467	675	712	718	.....
138.	Senator HAMMER: An act amending an act entitled "An act to provide for the establishment and creation of drainage districts, and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency," approved March 20, 1895, (the same being chapter CXX of the Session Laws of 1895) by adding thereto section 12½ after section 12 of said act.....	184	{ 399 403 423 458 695	411	419	467	675	695	697	.....
139.	Senator STUMPER: An act to provide for submitting to the qualified electors of the State of Washington the question of changing the location of the seat of government of said state from the city of Olympia to the city of Everett, and providing for the removal of the seat of government of the state in case two-thirds of the qualified electors of the state voting on the question shall vote in favor of such removal.....	184								.....
140.	Senator BAKER: An act to annex a portion of Yakima county to the county of Klickitat, defining the boundary lines of Klickitat county, and amending sections 16 and 34 of Ballinger's Annotated Codes and Statutes of Washington.....	185	285		261					.....
141.	Senator RANDS: An act to amend sections 9 and 11 of an act entitled "An act to provide for the manner of commencing civil actions in superior courts, and bringing the same to trial," approved March 15, 1893.....	185	{ 445 628							.....
142.	Senator SHARP: An act entitled "An act to amend section 7140 of Ballinger's Annotated Codes and Statutes of Washington," relating to trespassing by hunters.....	188	280	299		299				.....
143.	Senator SHARP: An act providing for judges and additional judges for the superior courts in various counties in the State of Washington, and declaring an emergency.....	189								.....
144.	Senator L. C. CHOW: An act making an appropriation for stocking the Palouse river with eastern trout.....	189								.....
145.	Senator ANGLE: An act adding section 12½ to an act relating to revenue and taxation, the same being chapter CXXI, Session Laws 1899, approved March 15, 1899.....	189	325	357						.....
146.	Senator MANTZ: An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed.....	196			286					.....

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.	NUMBER, AUTHOR AND TITLE.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate...	Signed by Speaker of House.....	Approved and signed by the Governor.....
147. Senator HALL: An act to regulate the leasing of petroleum and natural gas lands belonging to the State of Washington, and declaring an emergency.....	196	274 } 402 } 428 }	412 } 675 }	279	431	638	675	678	.....
148. Senator DAVIS: An act appropriating money for the White Shield Home, of Tacoma.....	201	815 } 390 } 399 } 679 }	393	348	408	640	680	679	.....
149. Senator RANDS: An act to create a State Board of Horticulture, to protect the horticultural interests of the state, making an appropriation therefor; to repeal chapter six, relating to horticulture, of title nineteen of Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.....	201	274 } 599 }	599	599	.....	.....	.....	.....	.....
150. Senator SMITH (by request): An act providing for speedy hearing in supreme court of criminal cases, regulating the practice on appeal in such cases, and declaring an emergency.....	201	.....	.....	.....	.....	.....	.....	.....	.....
151. Senator BIGGS: An act to punish the malicious destruction or injury to any lawfully established boom.....	201	258	267	267	.....	.....	.....	.....	.....
152. Senator BIGGS: An act to prevent and punish the destruction of marks or brands upon logs and other timber.....	201	258	268	268	.....	.....	.....	.....	.....
153. Senator PRASTON: An act in relation to conveyances, mortgages and leases of real estate.....	207	.....	.....	.....	.....	.....	.....	.....	.....
154. Senator TOLMAN: An act authorizing cities of the first class to provide for the drainage and sewerage of such cities; the levy and collection of taxes or assessments, and the issuance of bonds to pay therefor.....	207	256 } 353 } 715 }	367	.....	396	638	715	715	.....
155. COMMITTEE ON APPROPRIATIONS: An act ordering the State Printer to print and publish second biennial report of State Labor Commissioner, and appropriating money therefor.....	207	223 } 226 } 287 }	223	.....	212	282	287	290	320

156. Senator SHERMAN: An act to amend section 12 of an act entitled "An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 101, 102, 103, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 253, all being of said act, also declaring an emergency," approved in part March 15, 1899, and declaring an emergency.....	207	{ 289 } { 343 }	312	347			
157. Senator RANDS: An act to amend section 1749 of Ballinger's Annotated Codes and Statutes of Washington, relating to guaranty of certificates of delinquency.....	220	325	356				
158. Senator RANDS: An act amending an act relating to revenue and taxation, approved March 15, 1899.....	220						
159. Senator ANGLE: An act providing for the establishment of the boundary lines between oyster or other tide lands of an individual, company or corporation and the lands or waters of the State of Washington and the establishment of permanent marks or monuments thereon.....	220	398	412	412			
160. Senator DAVIS: An act authorizing and permitting defendants in cases of felony to take depositions of witnesses on behalf of the defendant, to be used in the trial of such cases before the superior courts of the State of Washington.....	231						
161. Senator TOLMAN: An act amending section 943 of Ballinger's Annotated Codes and Statutes of Washington relating to assessments for local improvements.....	231	{ 385 } { 711 }	393	393	688	712	713
162. Senator HERMAN D. CROW: An act relating to entry of judgments.....	231	462					
163. Senator LAND: An act to protect seed-buyers in the State of Washington.....	231	{ 281 } { 290 } { 654 }	298	638	637	654	659
164. Senator HAMILTON: An act amending sections 21 and 58 of chapter LXXI of the Laws of 1897, relating to revenue, and declaring an emergency.....	231	{ 426 } { 520 } { 524 } { 556 }	470	457	550		
165. Senator HAMILTON: An act in relation to roads, highways and bridges.....	232					472	
166. Senator PRESTON: An act authorizing cities of the first class to purchase or set apart lands for the purposes of public libraries, museums, or art galleries, to contract for the annual expenditure of a certain sum in their maintenance, and to issue bonds or to make an annual tax levy to pay for the same.....	242	{ 301 } { 566 }	347	347	{ 562 } { 572 }	569	572
							580

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.	NUMBER, AUTHOR AND SUBJECT.	Read first and second time, and referred.	Report from Committee.	Third reading and amendments.	Other action in Senate.	Vote on final passage.	Report from House.	Signed by President of Senate.	Signed by Speaker of House.	Approved and signed by the Governor.
167. COMMITTEE ON MINES AND MINING: An act creating the office of state oil inspector, providing for his compensation, and providing for the inspection of petroleum and its products, used for illuminating purposes, and providing a penalty for the violation thereof.	243	243	401	433 } 518 }	311	518				
168. Senator PRESTON (by request): An act providing for the treatment of inebriates and drug habits.	243	243								
169. JUDICIARY COMMITTEE: An act creating the office of official court stenographer, prescribing their qualifications, the manner of their appointment and removal, and their compensation.	243	243	401	433 } 518 }	299 } 483 }	518				
170. COMMITTEE ON APPROPRIATIONS: An act transferring moneys from the revolving fund of the State Penitentiary to the general fund of the State of Washington, and providing a method for the said transfer.	243	243		299		299				
171. Senator ANDREWS: An act relating to the compensation of attorneys appointed by the superior court to defend persons charged with crime, and declaring an emergency.	243	243	422			493				
172. Senator WELBY: An act to amend section 1 of an act, entitled "An act to amend section 12 of an act, entitled 'An act to provide for the selection, survey management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States, creating a board of appraisers, and a board of harbor line commissions, as required by articles 15 and 16 of the state constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency,' approved March 16, 1897."	244	244	398	413		413				

193. Senator BAKER: An act to amend an act entitled "An act in relation to and to prevent the introduction or spread of disease among sheep, and repealing an act in relation to and to prevent the introduction or spread of disease among sheep," approved February 2, 1888, and declaring an emergency, and providing for punishment of violations thereof, and declaring an emergency.....	291	426					
193. (Substitute) COMMITTEE ON AGRICULTURE: An act to amend an act entitled "An act in relation to and to prevent the introduction and spread of disease among sheep, and repealing an act in relation to and to prevent the introduction or spread of disease among sheep," approved February 2, 1888, and declaring an emergency, and providing for punishment of violations thereof, and declaring an emergency.....	430	715	531	521	689	715	716
194. Senator WILSHIRE: An act to amend section 5058 of Ballinger's Annotated Codes and Statutes of Washington, relating to filing, serving, settling and certifying bills of exceptions and statements of facts.....	291						
195. Senator TOLMAN: An act relating to the payment of fees to public officers (for appearing and testifying as witnesses in judicial proceedings).....	291	{ 446 502 685 }	494	516	675	696	698
196. Senator HALLERT: An act for the protection of bass, perch, pickerel and pike in the waters of this state.....	292	{ 359 371 647 }	370	371	637	647	659
197. Senator RANDS: An act to amend section 3 of an act approved March 15, 1899, relating to revenue and taxation.....	303	{ 428 470 714 }	470	481	675	714	714
198. Senator SCHOFIELD: An act providing for a state wagon road beginning at the city of Montesano, in Chehalis county, Washington, thence westerly on the north side of the Chehalis river to the city of Aberdeen; thence westerly over the present established plank road to the city of Hoquiam; thence westerly to Grays Harbor city; thence westerly over the shortest most practicable route to the ocean beach; thence northerly following the ocean beach of the Pacific coast to a point near the mouth of the Hoh river in Jefferson county; thence northeasterly up to Hoh river a distance of about eight miles; thence northerly crossing the divide of the Bogachiel river to the forks in Clallam county; thence northerly over the present laid out county road to Pysit, thence easterly to Port Angeles; making an appropriation therefor, and creating a road commission.....	303	{ 404 536 }		583			
199. Senator LECHRONE: An act to protect the public in the sale and to regulate the advertisement for sale of poison.....	303	406	416				
200. Senator HAMILTON: An act for the relief of the heirs at law of J. M. Vansyckle and making an appropriation therefor.....	303	487	554	554			

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND SUBJECT.	Read first and second time, and referred.	Report from Committee.	Third reading and amendments.	Other action in Senate.	Vote on final passage.	Report from House.	Signed by President of Senate.	Signed by Speaker of House.	Approved and signed by the Governor.
201. Senator HAMILTON: An act providing for a wagon road beginning at the nearest practicable point to the intersection of Railroad avenue and the eastern terminus of Commercial avenue according to the plan of the state board of land commissioners, thence in a northeasterly direction by the most feasible and practicable route to Julia's gulch in the northwest quarter (nw ¼) of the northwestern quarter (nw ¼) of section thirty-six (36), township twenty-one (21) north, range three (3) east, W. M., and creating a road commission and making an appropriation therefor.	304	404 } 587 }							
202. Senator BIGGS: An act extending the right of eminent domain to water power companies, and declaring an emergency.	304								
203. Senator HEMBEICH: An act providing for voting on a constitutional amendment at the general election to be held in November, 1902, amending section 23 of article II of the Constitution of the State of Washington, relating to legislative department and the compensation of members of the legislature.	304	403							
204. Senator WELTY: An act authorizing county commissioners to grant to persons, companies or corporations the right to build and maintain tram roads upon the public highways, and declaring an emergency.	321	490 } 633 } 569 }	557	557	608	675	675 } 683 }	685	
205. THE COMMITTEE ON APPROPRIATIONS: An act making an appropriation for the State Board of Health for the remainder of the fiscal year ending March 31, 1901.	322		355 } 648 }	316 } 355 }	355	637	648	647	
206. THE COMMITTEE ON APPROPRIATIONS: An act making a deficiency appropriation to the stationery and desk supply fund for the fiscal year ending March 31, 1901.	322	647	356	316 } 355 }	356	637	648	647	

207.	Senator ANGLE: An act amending sections 1, 6 and 7½ of an act entitled "An act for the protection of food fishes in the waters of the State of Washington, regulating the catch and sale thereof, establishing license fees, fixing penalties, repealing conflicting laws and declaring an emergency," being chapter CXVII of the Laws of 1899, approved March 19, 1899.....	322							
208.	Senator BIGGS: An act to amend section 2059 of the Code of Washington of 1881, the same being section 2814 of the first volume of Hill's Annotated Code of Washington, in regard to civil remedies against liquor dealers.....	322							
209.	Senator HAMILTON: An act to create and provide means for the enforcement of a lien on steamers, vessels and boats in favor of stevedores or others engaged in the stowing, loading or unloading of cargo or performing service connected therewith, in, from, at or about steamers, vessels and boats.....	322	{ 489 } { 567 } { 715 }	585	678	715	715		
210.	Senator GARBER: An act to amend section 1354 of Ballinger's Codes and Statutes of Washington relating to election ballots.....	328	{ 258 } { 387 } { 688 }	467	656	688	690		
211.	Senator RANDS: An act to amend section 1563 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of counties.....	346	{ 490 } { 569 }	585					
212.	Senator HAMILTON: An act amending section one, chapter XLIII of the Laws of 1897, page 55, relating to employes' liens.....	346	{ 446 } { 532 }	553					
213.	Senator HAMILTON: An act relating to homesteads and exemptions and amending sections 5237, 5248, 5248½, 5249 and 5412 of Ballinger's Annotated Codes and Statutes of Washington.....	346							
214.	Senator WELBY: An act providing for a state wagon road beginning at the Willamette Meridian line, near Ethel postoffice, in Lewis county, and running thence easterly up the Cowlitz river to the town of Fulton, in Lewis county, utilizing as far as practicable those portions of the road heretofore established between said points; from Fulton running thence northerly on the most practicable route to the town of Morton on the Tilton river; thence northerly, following the Tilton river, and northwesterly to the town of Elbe, in the county of Pierce, connecting with the Mt. Tacoma road; thence down the Nisqually river to a short distance above the mouth of the Mashel river; thence northwesterly across the Mashel river and connecting with what is known as "Range line road" to Tacoma, in said Pierce county, at or near Peterson, making an appropriation therefor, creating a road commission, and declaring an emergency.....	346	536						583

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

	NUMBER, AUTHOR AND SUBJECT.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate.....	Signed by Speaker of House.....	Approved and signed by the Governor.....
215.	Senator TOLMAN: An act providing for the submission of ordinances and questions concerning municipal affairs in cities of the first class to the people thereof.....	353	{ 422 } { 501 }	492	{ 456 } { 492 }	516				
216.	Senator HALL: An act to amend section 10 of an act entitled "An act providing for the manner of locating and holding lode and placer mining claims, prescribing authority of mining districts".....	354	536	580		580				
217.	Senator HERMAN D. CROW: An act to amend sections 2706, 2721, 2722 and 2727 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Reform School.....	354	421		{ 457 } { 470 } { 498 }					
218.	Senator PRASTON: An act in relation to garnishment in actions before justices of the peace.....	354	489	535		555				
219.	Senator PRASTON: An act defining the limit of cost and the amount of assessments for permanent pavement local improvements in cities of the first class, and declaring an emergency.....	354	421	460	492					
220.	Senator RUTH: An act relating to the vacation of roads, and repealing sections 3798, 3799 and 3803 of Ballinger's Annotated Codes and Statutes of the State of Washington.....	354	{ 404 } { 447 } { 638 }	220		451	601	688	685	
221.	Senator ANGLE: An act to amend section 9, chapter 118 of the Session Laws of 1899, relating to public printing and binding, approved, March 18, 1899.....	355	448							
222.	Senator RUTH: An act relating to county surveyors.....	355	{ 421 } { 491 }	558	471					
223.	Senator SMITH: An act for the leasing of county property, and declaring an emergency.....	355	{ 421 } { 464 } { 695 }	455		480	661	695	697	

224. Senator PRESTON: An act authorizing any county in the State of Washington to join with any city of the first, second or third class in such county in paying for the construction of any bridge, trestle, or any structure which crosses any stream or body of water, in constructing roads, streets, avenues or public highways which cross any stream or body of water when such stream or body of water is within or partly within such city and such highway extends beyond such city limits.....	365	{ 420 } { 485 }	{ 456 } { 492 }	515	566	601	611	655
225. Senator WILSHIRE: An act to provide for the escheat to the state of real and personal property.....	365	{ 428 } { 464 }	457	408				
226. Senator WILSHIRE: An act to amend section 5827 of Ballinger's Annotated Codes and Statutes of Washington, relating to unlawful detainer.....	366							
227. JOINT COMMITTEE OF SENATE AND HOUSE ON RAILROADS AND TRANSPORTATION: An act establishing the office of railroad commissioner for the State of Washington, defining his powers and duties, providing means for the performance thereof, prescribing penalties for the violation of this act, and declaring an emergency.....	386	360	470	500	{ 483 } { 452 } { 469 }			
228. Senator MEGLER: Providing for the protection of anadromous species of salmon.....	386	529	564	564	{ 670 } { 674 } { 691 }			
229. Senator SCHOFIELD: An act to amend section 1637 of Ballinger's Annotated Codes and Statutes of Washington, relating to revenue and taxation, and declaring an emergency.....	386	{ 426 } { 476 } { 529 } { 676 }	{ 456 } { 565 }	565	566	676	675	
230. Senator HAMILTON: An act to vacate the plat of the N. E. ¼ and N. E. ¼, S. E. ¼, section 36, Tp. 21 N., range 2 east of Willamette Meridian....	386	{ 488 } { 695 }	555	557	690	695	698	
231. Senator HAMILTON: An act ceding to the United States jurisdiction over Rainier National Park.....	386	682	410	410	656	682	685	
232. Senator RUTH: An act to amend section 3025 of Ballinger's Annotated Codes and Statutes of Washington.....	387							
233. Senator BAKER: An act making an appropriation for the relief of Frank Bartholet, trustee.....	391	{ 488 } { 677 }	484	494	659	677	678	
234. Senator ANGLE: An act providing for a state wagon road connecting Hood's Canal with the Sound between Tacoma and Seattle, beginning at a point near the mouth of Olalia creek, on Colvo's Passage, running in a general westerly direction, crossing Burley creek at or near the head of Henderson Bay; thence to a point on or near the head of North Bay and ending at some feasible point on Hood's Canal between Clifton and Union City, and making an appropriation therefor.....	391	{ 490 } { 536 } { 601 }		583				

240.	Senator BAUMEISTER: An act making an appropriation for the Interstate Fair Association of Clarkston, Washington.....	407	488						
241.	Senator ANDREWS: An act making an appropriation for legislative expenses.....	407	600 } 630 }	605	605	605	611	630	637
242.	Senator ANDREWS: An act making a preliminary provision for a state building and an exhibit of the products of the State of Washington at the "Louisiana Purchase Centennial Exposition" of 1903, and making an appropriation therefor.....	407							
243.	Senator SHARP: An act to amend an act entitled "An act accepting the terms of an act of congress, approved August 18, 1894, providing for the reclamation, settlement and disposition of the one million acres of arid land granted therein, making appropriation therefor, and declaring an emergency, approved March 22, 1895"; and to amend an act entitled "An act to amend an act entitled 'An act accepting the terms of an act of congress, approved August 18, 1894, to provide for the reclamation, settlement and disposition of the one million acres of arid land granted therein, making appropriation therefor and declaring an emergency, approved March 22, 1895,' and providing, further, for carrying into effect said grant, approved March 19, 1897"; repealing certain sections thereof, and to further provide for the acceptance by the State of Washington from the United States of certain land, and providing for the reclamation, occupancy and disposal of the same.....	408							
244.	Senator PRESTON: An act to amend section 5645 of Ballinger's Annotated Codes and Statutes of Washington.....	229	530 } 676 }	565	566	656	676	678	
245.	Senator CORNWELL (by request): An act creating a lien and providing for its enforcement, and amending an act of the Legislature of the State of Washington, approved February 21, 1893.....	229	524						
246.	Senator WILSHIRE (by request): An act providing for the approval and certification of a codification of the laws in force of the State of Washington, and declaring the effect thereof.....	229	536 } 588 }	581	609				
247.	Senator HERMAN D. CROW: An act relating to liens of innkeepers, and the liability of innkeepers.....	229	508 } 602 }	586	608				
248.	Senator WILSHIRE (by request): An act granting rights of way to railroad companies over the lands of the State of Washington and providing for the appraisement and disposition of the lands included within and used for such rights-of-way.....	430	541 } 602 } 712 }	588	612	678	712	713	

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate...	Signed by Speaker of House.....	Approved and signed by the Governor.....
249. JUDICIARY COMMITTEE: An act providing for and regulating the selection of jurors in the superior courts of this state, and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office; declaring certain violations of this act to be contempt of court and providing for the punishment thereof as such; and repealing all laws and parts of laws in conflict herewith.....	435	{ 435 } { 476 } { 682 }	459	476	477	637	682	685	.....
250. Senator TOLMAN: An act providing for the assessment and taxation of mining claims, improvements thereon and of the net proceeds of mines.....	448								
251. Senator DAVIS: An act authorizing cities and towns to contract for power, electric current, water supply and heat.....	448	559		588					
252. Senator DAVIS: An act authorizing cities and towns to lease and sell municipal property.....	448	559	588		588				
253. Senator WELBY: An act to amend section 3475 of Ballinger's Annotated Codes and Statutes of Washington, relating to domestic animals running at large.....	448	599							
254. Senator RANDS: An act amending section 6 of an act entitled "An act to regulate and license insurance in this state, to repeal existing laws in relation thereto, and declaring an emergency," approved March 19, 1895.....	448								
255. Senator SMITH: An act to amend section 2 of an act entitled "An act to provide for the establishment and maintenance of a home for honorably discharged Union soldiers, sailors, marines and also members of the state militia disabled while in the line of duty and who are <i>bona fide</i> citizens of this state," approved March 28, 1890.....	449	599	616						

256.	Senator RANDS: An act to amend an act entitled "An act to regulate, control and license insurance companies, corporations and associations, and their agents, prescribing license fees and imposing penalties," approved March 15, 1899.....	449						
257.	COMMITTEE ON APPROPRIATIONS: An act to abolish the board of trustees of the Washington School for Defective Youth, providing for the government, control and maintenance of the said institution by the State Board of Audit and Control, and declaring an emergency.....	449	522	522				
258.	Senator LAND: An act defining and regulating nominations of candidates for office, and providing for their election.....	449	559					
259.	Senator RANDS: An act repealing section 6911 of Ballinger's Annotated Codes and Statutes of Washington, relating to speedy trial.....	449						
260.	Senator WARBURTON (by request): A bill for an act to amend an act entitled "An act to create a board of health and bureau of vital statistics in the State of Washington," approved March 7, 1891, by amending section 2 and adding sections 2½ and 6½, and declaring an emergency....	450						
261.	Senator WARBURTON (by request): Making an appropriation for the purchase of a farm for the use of the Western Washington Hospital for the Insane.....	450	537					
262.	Senator MANTZ: An act in relation to fees of state and county officers, witnesses and jurors, and amending section 1610 of Ballinger's Annotated Codes and Statutes of Washington.....	450						
263.	Senator RANDS: An act to provide for a survey of the tide and shore lands on the Columbia river in front of the city of Vancouver, Washington, for an appraisement of the same, and granting abutting owners the preference right of purchase.....	458	689 } 570 }	615	675	689	690	
264.	COMMITTEE ON APPROPRIATIONS: An act making appropriations for sundry civil expenses of the State of Washington for the fiscal term beginning April 1, 1901, and ending March 31, 1903.....	465	497	584		523 } 582 } 533 } 584 }		
265.	Senator TOLMAN (by request): An act defining the rights of persons engaged in the occupation of floating products of the forest, mines or fields upon the navigable water of this state, and providing a penalty for the violation thereof.....	465	595					
266.	Senator WELTY: An act relating to the granting of divorces in cases of insanity.....	465						

TITLE AND HISTORY OF SENATE BILLS — CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Report from House.....	Signed by President of Senate...	Signed by Speaker of House.....	Approved and signed by the Governor.....
267. Senator WILSHIRE: An act to amend section 6355 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of estates of deceased persons, and declaring an emergency.....	466	539	586		586				
268. Senator WILSHIRE: An act to amend section 6141 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of administrators of the estates of deceased persons, and declaring an emergency.....	466	539 / 683	612		613	677	683	685	
269. COMMITTEE ON JUDICIARY, An act to amend sections 2763 and 2764 of Ballinger's Annotated Codes and Statutes of Washington, relating to the State Penitentiary.....	466	462							
270. Senator BAKER: An act for the relief of Yakima county.....	466								
271. Senator ANDREWS: An act relating to the powers of cities of the third and fourth classes, and declaring an emergency.....	482								
272. Senator HERMAN D. CROW: An act to provide for the control, management and disposition of four sections of land granted to the State of Washington for the establishment and maintenance of a scientific school, making an appropriation and declaring an emergency.....	482	598 595 583 714	584		609	692	714	714	
273. Senator MOULTRAY: An act for the establishment, alteration, modification and vacation of state natural oyster beds reserved, for the creation of a state oyster land commission, defining the powers of said commission, and declaring an emergency.....	482								
274. Senator FRESNON: An act providing for the establishment and maintenance of public and free libraries and museums, and repealing all laws in conflict therewith.....	483	604		604					

275. Senator MOULTRAY (by request) : An act providing for the sale of lands that may be withdrawn from the state natural oyster beds reserved, and that are suitable for the purpose of cultivating oysters and other shell fish in the State of Washington, limiting the amount of such lands to be sold to any person, individual, corporation or association of persons, making provision for the obtaining of a deed under any of the laws of the State of Washington, and declaring an emergency.....	288						
276. Senator HALL: An act regulating fraternal beneficiary societies, orders and associations.....	283	497 / 702 }	554	656	554	655	702 712
277. Senator WARBURTON: An act for the relief of S. M. Hodge, J. O. A. DeHuff and James H. Junett.....	288						
278. Senator HAMILTON: An act to establish a nautical training school.....	288	603					
279. Senator STEWART: An act to provide for the completion of the state capitol building, providing for the payment of interest upon the cost thereof, making an appropriation therefor, and amending section 1 of an act entitled "An act to provide for the location and erection of a capitol building, and providing an appropriation therefor, and declaring an emergency," approved March 21, 1893.....	284						

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE.

<i>Signed by President of Senate...</i>						496	
<i>Signed by Speaker of House.....</i>						429	690
<i>Other action in Senate.....</i>					323 / 382 }		683
<i>Vote on final passage.....</i>						367	674
<i>Third reading and amendments,</i>						323	674
<i>Report from Committee.....</i>					289 / 352 }		614
<i>Read first and second time, and referred.....</i>						208	576
<i>Received from House.....</i>						206	572

9. Mr. GUNDESSON: An act to establish a general, uniform system of public schools in the State of Washington and repealing chapter vii of title iii, chapter vii of title v, all of title x, except chapter xvii, chapter xviii, chapter iii, all being of volume i, of Hill's Annotated Statutes and Codes of Washington; also repealing all amendments thereto; also repealing an act entitled "An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another," approved March 9th, 1893; also repealing an act entitled "An act to provide for the management and control of state normal schools in the State of Washington," approved March 10th, 1893; and all amendments thereto; also repealing an act entitled "An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington, of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites and declaring an emergency," approved February 26th, 1895; also repealing an act entitled "An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of one and one-half per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor," approved March 1st, 1895; also repealing an act entitled "An act to provide for the formation of joint school districts and to prescribe the minimum number of school children required for the formation of new school districts and declaring an emergency," approved March 13th, 1895; and amending sections 22, 40 and 149 of the Code of Public Instruction, Session Laws of 1897, approved March 4th, 1897, and section 83, chapter cxlii, Session Laws of 1899, approved March 14th, 1899.....

12. Mr. FALKNER: An Act increasing the number of judges of the Supreme Court of the State of Washington, and declaring an emergency.....

18. Mr. FAIKOR: An act relating to revenue and taxation and amending section 2 of an act amending an act entitled "An act to provide for the assessment and collection of taxes in the State of Washi," approved March 15, 1897, by amending sections 3, 3, 21, 48, 60, 61, 68, 77, 76, 82, 84, 96, 98, 102, 106, 107, 116, 118, and repealing sections 100, 101, 105, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections 97½, 119¼, 119½, 119¾, 120¼, 120½, 120¾ to said act, and declaring an emergency, approved the 15th day of March, 1899, and declaring an emergency.....	438	438	561	638	639	647	659	659
14. Mr. LEWIS: An act relative to the Industrial School of the Boys' and Girls' Aid Society of Washington, a corporation, and providing for the maintenance of said school in part, by public funds, and for the commitment of minors to said society for training in said school and declaring an emergency.....	630	630						
17. Mr. BRITTON: An act exempting municipal corporations from advancing and paying fees for official services of salaried court officers in actions and proceedings in the courts of this state.....	290	293	383					
19. Mr. BRITTON: An act regulating the liability of surviving members of partnership and regulating proceedings against the same.....	170	171	240	248		249		
22. Mr. EDWARD BROWN: An act to create a special fund for compensation of owners of domestic animals killed or injured by dogs.....	326	328	427	479	479			
23. Mr. EDWARD BROWN: An act to provide for the more efficient assessment and collection of taxes on the property of railroads in the State of Washington, and declaring an emergency.....	611	621				629		
26. Mr. STOCKING: An act amending an act entitled "An act fixing the venue of actions in justice courts," approved March 7, 1899, and fixing the jurisdiction of justice courts.....	207	208	496	514	514	525	552	554
28. Mr. BRITTON: An act to establish a code of probate law and procedure, including administration of estates of deceased persons and the guardianship of persons and estates of minors and other incompetent persons and repealing all existing laws relating thereto.....	326	328				629		
31. Mr. TUCKER: An act for the relief of John Nicklas and Joseph Nicklas.....	472	485	657	659	661	652 } 658 }	689	689
4. Mr. WHITE: An act compelling railroads to fence their rights-of-way and to protect the owners of stock injured by moving railway trains, declaring the law of negligence with regard to stock injured by railway trains.....	428	430	600					

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE.—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments,	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate..
36. Mr. BURCK: An act repealing section 6 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by an ending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 88, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections 97½, 119½, 120¾, 120¾, 120¾, 120¾ to said act, and declaring an emergency," approved March 13, 1899, and amending section 68 of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897.....	275	277	405	474	474	475		
40. Mr. DAWES: An act relating to the time for taking appeals to the Supreme Court.....	164	164					266	266
42. Mr. DAWES: An act relating to burial by coroners.....	128	135	239	248	248		266	266
50. Mr. JOHNSON: An act providing for the examination of mines and the books of mining companies by stockholders. An act for the better protection of the stockholders in corporations, doing business under the laws of the State of Washington, for the purpose of carrying on and conducting the business of mining.....	274	277	623	667	667	279 577 670 672 683	697	698
51. Mr. LEWIS: An act for the more effectual prevention of cruelty to animals.....	428	430	444	501	501	480 509 611 548	637	637
59. Mr. RAINE: A bill for an act providing for the distribution of the public documents of the State of Washington.....	438	439	444	479	479	548	510	514
60. Mr. HASTINGS: A bill for an act to amend section 27 of an act entitled "An act to establish pilots and pilot regulations for the straits of Juan de Fuca, Puget Sound, and all American waters pertaining thereto," approved February 2, 1888.....	207	208	238	247	247	290 301 324 326	343	344

61. Mr. BUSH: An act to provide for the establishment of a state road beginning at Montesano, in Chehalis county, running west on the north side of the Chehalis river to a point opposite Cosmopolis, crossing the Chehalis river at Cosmopolis, thence by the way of the North River Valley to South Bend, in Pacific county, and making an appropriation therefor.....	630				652	
63. Mr. BUSH: An act prohibiting the maintenance or construction or use of fish trap, or other fixed appliances in the waters of Grays Harbor.....	314	321	561			
64. Mr. NESBITT: An act providing for the survey, establishment and construction of a state road along the north bank of the Columbia river from Lyle, in Klickitat county, Washington, to Washougal, in Clarke county, Washington, creating a commissioner therefor, defining their duties, making an appropriation therefor, and declaring an emergency.....	630			513	513	552
65. Mr. SHAW: An act for the relief of J. J. Rippeetoe, J. L. Dunn, W. C. Stone, Miss Grace Flemming Swearingen, Miss Annie L. Locke, Miss Irene E. Robinson, Mrs. Mary Powell Johnson, Miss Lillian Walter, Mrs. T. D. Gamble, Wm. F. Hamilton, Clarence Thomas, R. H. Manier, L. Walter and S. G. Grubb.....	458	459	463	513	513	554
66. Mr. STOCKING: An act prohibiting a person being the co-partner of another from either fraudulently concealing or failing to account for any money or property belonging to the co-partnership, with intent to convert the same to his own use, and defining the punishment therefor, and declaring an emergency.....	170	171	238			
67. Mr. STOCKING: An act amending an act entitled "An act providing for levying and collecting taxes in road districts for road purposes, and limiting the use of the same," providing that persons owning property inside of this state, or inside of incorporated towns and cities, shall be entitled to pay in labor, or taxes levied thereon," approved March 21, 1885, by repealing sections 78 and 79, and adding section 10 of said act, (the same being sections 3814, 3815, 3816, and 3817 of Ballinger's Code).....	630				652	
69. Mr. ROSENHAUPT: An act establishing a State Geological Survey, creating a board of geological survey, and repealing "An act to create a mining bureau, and to define its powers and duties, and declaring an emergency," approved February 25, 1890; also repealing "An act to create the office of a state geologist, prescribing his duties and compensation, making an appropriation for the same, and declaring an emergency," approved February 28, 1890; and declaring an emergency.....	326	327	506	619	630	659
70. Mr. ROSENHAUPT: An act providing for the survey and establishment of a state road, creating a commission, defining their duties and making an appropriation therefor, and declaring an emergency.....	437				652	

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House	Read first and second time, and referred	Report from Committee	Third reading and amendments	Vote on final passage	Other action in Senate	Signed by Speaker of House	Signed by President of Senate
73. Mr. DAWES: An act for the relief of Henry Sommers.....	472	485	657	659	661	658		
74. Mr. LEWIS: An act providing for the removal of prisoners accused of rape or murder—committed in the perpetration or attempt to perpetrate a rape—where there has been great excitement among the citizens of the county where the crime has been committed, to the state's prison: giving authority to the warden to hold the prisoner at the expense of the state; changing the venue upon petition of the attorney for the prisoner to another county, and declaring an emergency.....	314	321	360	372	373			
76. Mr. COMSTOCK: An act to empower the school board of any district to establish and maintain free kindergartens for the instruction of children between three and six years of age.....	207	208	302	328	328			
77. Mr. THOMPSON: An act to amend section 1527, volume I, Ballinger's Code, relating to official bonds.....	170	171	227	246	246	263	269	269
82. Mr. GUNDERSON (by request): A bill for an act to provide for the selection and use of school text books and supplementary text books in the public schools of the State of Washington, for the prescribing of courses of study therein, and dividing the school districts of the state into classes, and repealing all laws and parts of laws inconsistent with the provisions of this act.....	509	513	545	635	635		659	659
83. Mr. BRUCK: An act providing for establishing private fish hatcheries, and for the control, sale and disposition of fish spawn, fry and fish raised in private hatcheries; defining the duties of the fish commissioner in relation thereto, providing a penalty for the violation thereof, and repealing all laws in conflict therewith.....	438	438	524	634	634	638	659	659
86. Mr. EASTERDAY: An act to authorize county commissioners to provide depositories for public money and declaring an emergency to exist.....	655							

87. Mr. RAWSON: An act giving the Superior Court jurisdiction to enforce the attendance of witnesses before notaries public, justices of the peace and other officers authorized to take depositions; providing for punishment of witnesses failing to obey the order of the court and declaring an emergency.....	290	292	362	374	375	382	407	407
89. Mr. ROSENHAUPT: An act amending section 4828 of Ballinger's Annotated Codes and Statutes of Washington, relating to the recovery of damages for death caused by the wrongful act or neglect of another.....	291	295	543					
90. Mr. BADGER: An act making application to the Congress of the United States of America to call a convention for proposing amendments to the Constitution of the United States of America as authorized by article v of the constitution of the United States of America.....	325	328	404 { 505 }	617	617	630	637	637
91. Mr. BADGER: An act to reserve to the state the title to certain lands.....	229	241	274 { 362 }	368	368	382	407	407
92. Mr. JOHNSON: An act to establish the number of hours to constitute a day's work in underground mines and in smelting and ore reduction works.....	196	197						
93. Mr. GORHAM: An act to regulate the width of tires upon vehicles used upon public streets, highways and roads.....	504	510	582					
94. Mr. GORHAM: An act appropriating money for postage and incidentals, and for clerical assistance in the office of the Secretary of State, and declaring an emergency.....	170	171						
95. Mr. RAINE: An act providing for the repair of the Snoqualmie Pass wagon road, and appropriating funds therefor.....	630					652		
101. Mr. C. G. BROWN: A bill to be entitled an act to amend an act entitled "An act to regulate the practice of medicine and surgery in the State of Washington, and to license physicians and surgeons"; to punish all people violating the provisions of this act, and to repeal all laws in conflict therewith, and declaring an emergency", approved April 10, 1890.....	229	242	265	268	268	290 { 301 { 302 { 318 { 407 { 410 }	326	332
104. Mr. WILLIAMS: An act to amend section eight (8) of an act entitled "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency.....	196	197	381	394	394	407	429	436
105. (Substitute) COMMITTEE ON JUDICIARY: An act amending sections 5248, 5248½, 5249 and 5412 of Ballinger's Annotated Codes and Statutes of the State of Washington, relative to exemptions from garnishment, attachment and execution.....	505	511	543	634	634	638	659	659

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.	Report from Committee.....	Third reading and amendments.	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate.....
107. Mr. KIMBALL: An act amending sections 9 and 12 of an act entitled "An act providing for the survey and establishment of a state road, creating a commission, defining its duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897.....	630				652			
110. Mr. THOMPSON: An act to amend section 78 (as amended by House bill No. 472, Laws of 1899) of an act known and cited as The Code of Public Instruction; and imposing additional duties on city clerks in cities of 10,000 and more inhabitants.....	630	650						
112. Mr. SIMS: An act amending section 4391 of volume 1, of Ballinger's Annotated Codes and Statutes of Washington, the same being section 5 of an act entitled "An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this state, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, taxing maximum tolls therefor," approved March 18, 1896.....	290	293	528	632	632	636	659	659
115. Mr. BRITTON: An act to amend section 1 of an act entitled "An act to regulate the sanitary construction of house drainage and plumbing in cities of the first class," approved March 16, 1897, being section 1 of chapter LXXX of the Session Laws of 1897, and section 1247 of Ballinger's Codes and Statutes of Washington.....	291	296						
116. Mr. COMSTOCK: An act relating to quarantine in cities.....	291	294	425	478	478	488	510	514
119. Mr. MILLER: An act requiring railway companies to build and keep in repair highway crossings, and declaring an emergency.....	291	296	380	498	499	474		
122. Mr. PHILBRICK: An act for the relief of the office of the Superintendent of Public Instruction of the State of Washington, and declaring an emergency.....	207	208	239	247	247	247	269	169

125. Mr. YORK: An act to amend section 7 of an act providing the manner of commencing civil actions in the Superior Courts, to bring the same to trial, and providing for service of summons on insane persons.....	290	294	596				
128. Mr. JONES: An act to promote and establish the efficiency of free public libraries, and for the purpose of establishing a state library commission, and appropriating \$2,000 for traveling library fund.....	290	295	384	436 } 447 }	436 } 447 }	447	447
129. Mr. EHRLICH: An act entitled "An act to provide for a state building and for the collection, exhibition and maintenance of the products of the State of Washington at the Pan-American Exposition at Buffalo, New York," and making an appropriation therefor.....	572	576	591	642	641	659 } 698 }	659 } 698 }
133. Mr. GORHAM: An act to repeal section nine (9) of chapter XLV, of the Session Laws of 1899, being "An act providing for the manner of locating and holding lode and placer claims, prescribing authority of mining districts.....	572	575					
136. Mr. RAINE: An act providing for county boards of grammar school examiners, prescribing manner of appointment, term of office, duties and compensation of such boards, and declaring an emergency.....	314	321	425	479		510	514
137. Mr. EASTERDAY: An act repealing chapter IIX, Session Laws of 1899, same being an act entitled "An act relating to the law of libel and providing for opportunity for retraction of libels.....	229	241	560	679			
138. Mr. LEWIS: An act to establish a railroad and transportation commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger service and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and the railroads, and afford railroad companies and other parties adequate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement.....							
141. Mr. ROSENHAUPT: An act to prevent and punish the defacing or destruction of any sign board or post or mile board or post.....	274	277	362	374		407	407
142. Mr. BURCH: An act providing for the appointment and election of one additional judge of the Superior Court of the State of Washington, in and for King county, fixing the term of office and providing for the election of four judges of said Superior Court, at the next general election, and declaring an emergency.....	138		240	252		266	266
145. Mr. FAIRCHILD (by request): An act to define the qualification of voters at elections held to determine whether any indebtedness shall be incurred by any county, municipality, school or road district.....	447	451	561				

172. Mr. DAWES: An act appropriating money for the payment of certain judgments against the State of Washington.....	290	295	629			
173. Mr. BISHOP: An act prohibiting the taking up, selling, disposing of or appropriating to one's own use any saw logs, hewn or other timber of value, found adrift or strayd from the boom or fastening of the owner, prohibiting any one knowingly purchasing any saw logs, hewn or other timber so taken up, and prohibiting the detaching of any brand or mark on any saw logs, hewn or other timber of value, providing a penalty therefor, and declaring an emergency.....	611	621	640	667	670	689
174. Mr. BUSH: An act relating to the tide lands within the city limits of the city of Aberdeen, Chelan's county, Washington, and providing for the completion of the survey, plats, and appraisal, and for the sale of said lands, and declaring an emergency.....	472	486	497	616	630	659
175. Mr. INGRAHAM: An act to amend section 2 chapter CIX, page 308, Session Laws of 1897, entitled "An act to promote and protect the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith," approved March 17, 1897, and section 1, chapter CXXVII, pages 245, 246 and 249, Session Laws of 1899, entitled "An act to amend sections 4, 12 and 14, chapter CIX, page 308, Session Laws of 1897, entitled "An act to promote and protect the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith," approved March 17, 1897, and declaring an emergency," approved March 14, 1899.....	314	320				
179. Mr. C. G. BROWN: An act authorizing the levy and collection of special assessments to pay the cost and expense of local improvements in cities of the first class; declaring such assessment to be a lien against the property assessed therefor; providing for the confirmation of assessment rolls and for the collection of such assessments and the enforcement of the liens thereof, and authorizing the issuance of delinquent assessment certificates against the property assessed for local improvements and the foreclosure of the same, and declaring an emergency.....	326	327	526	657		
181. Mr. FAIRCHILD: An act making an appropriation for the operation of the state salmon hatcheries until such time as the regular appropriation shall become available.....	290	293	325	330	330	365
182. Mr. INGRAHAM: An act to provide against the adulteration of Paris green and other compounds used for spraying trees and plants.....	229	242	281	284 } 329 }		365
184. Mr. BURCH: An act in relation to the records of naturalization.....	290	292				

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments,	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate...
187. Mr. FAIRCHILD: An act for the relief of A. C. Little, state fish commissioner.....	291	296	359	372	372	372 } 382 }	406	407
191. Mr. MOORE: An act relating to the leasing of mineral land belonging to the state and amending sections 2213, 2216, 2218, Ballinger's Annotated Codes and Statutes of Washington, and repealing section 2214, Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.....	433	438	506	618	619	630	637	637
195. Mr. ANDERSON: An act providing for a state wagon road beginning at the upper falls on the Little Pen d'Oreille creek in Stevens county, Washington, thence northerly by the most practical route to the foot of navigation on Pen d'Oreille river, and to Metaine, thence in a westerly direction to the Saus Pool creek in Ferry County, thence westerly through Okanogan county, over the most practicable route across the summit of the Cascade mountains, to a point on the Skagit-river opposite the town of Marble Mount in Skagit county, making an appropriation therefor, creating a road commission, and declaring an emergency.....	636					652		
196. Mr. GORHAM: An act to amend section 4 of volume II of Hill's Code of Washington, the same being section 6758 of volume II of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals from justice's courts.....	290	293	361					
197. Mr. GORHAM: An act amending section 5945 of Ballinger's Annotated Codes and Statutes of Washington, relating to liens on logs and timber.....	290	293	360	373	373		407	407
199. Mr. SROCKING: An act to amend an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, as the same was amended by act approved March 15, 1899, by adding to said act an extra section, to be known as section 38½, and declaring an emergency.....	291	295	487					

200. Mr. FERGUSON: An act to amend section 4881 of Ballinger's Annotated Codes and Statutes of Washington, relating to tolls of boom companies, and declaring an emergency.....	291	295	382						
201. Mr. PHILLBROCK: An act providing for the erection of a monument to the dead soldiers of the Washington Volunteers, and making an appropriation therefor, and declaring an emergency.....	291	294	570 } 571 }	308	308	602	602	308 } 509 } 519 } 525 } 532 }	690
203. Mr. RICH: An act in relation to artesian wells and regulating the flow of water therefrom, and providing a penalty for the violation thereof.....	572	576	594	670	671	690	690	674	
207. Mr. RAYMER: An act to amend an act in relation to conditional sales and leases of personal property.....	511	621	625						
208. Mr. STOCKING: An act providing for the establishment and construction of ditches for drainage purposes.....	314	321	441	502	502	552	554	509	
211. Mr. ROSNHaupt: An act to enable counties, cities and towns to validate certain warrants and other obligations and evidences of indebtedness on the part of such counties, cities and towns issued by the corporate authorities thereof in excess of their legal authority, repealing chapter XVIII of the Session Laws of 1895, and declaring an emergency to exist.....	326	327	425	477	478	509	514	498	
212. Mr. MCCOY: An act amending an act regulating the removal of timber from state lands, as given in section 2142 of volume I, Ballinger's Annotated Codes and Statutes of the State of Washington.....	498	499	441 } 497 }	616	616	637	637	688 } 691 } 693 } 698 }	
214. Mr. COMSTOCK: An act amending section 4756 of the second volume of Ballinger's Annotated Codes and Statutes of Washington.....	566	572	624	684	684			700 } 701 }	
215. Mr. EHRLICH: An act for the relief of Donnelly Brothers, for the interment of Nicholas C. Polley, late a private of Company D, First Washington Volunteers, and providing for the erection of a monument to his memory.....	630	650		659	662	689	689	658 } 677 }	
218. Mr. JONES: An act to provide for the appointment of wreckmaster and amending section 3259 of Ballinger's Annotated Codes and Statutes of Washington.....	291	296							
219. Mr. STOCKING: An act relating to revenue and taxation, and amending section 24 of an act amending an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 103, 106, 110, 113, 115, 117, 118, and 121 thereof, and adding sections 97½, 118½, 119½, 119¾, 120¼, 120½, 120¾, to said act, and declaring an emergency, approved 15th day of March, 1899, and declaring an emergency.....	472	484	640	669					

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate.....
220. COMMITTEE ON COUNTIES AND COUNTY BOUNDARIES: An act to create the county of Riverside, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties.....	230	294	496			496		
222. Mr. MERRITT: An act to create a State Board of Control, and to provide for the government, control and maintenance of the Western Washington Hospital for the Insane, the Eastern Washington Hospital for the Insane, the State Penitentiary, the State Reform School, the State Soldiers' Home and the State School for Defective Youth; repealing all laws in conflict with this act and declaring an emergency.....	518	548	626	668	668	675	698	698
223. Mr. WILSON: An act relating to the intimidating or bribing of voters, and amending section 7420 of Ballinger's Annotated Codes and Statutes of Washington.....	472	484	561	641	641	656	659	659
228. Mr. BOSWICK: An act for the protection of the American flag and coat of arms of the United States.....	472	485	597	644	644	656	659	659
231. Mr. RAWSON: An act to regulate the sale of illuminating oils in this state, and to provide for a state inspector of oils, and deputies, and to define their duties and provide fees for the same, and to provide penalties for the violation thereof.....	566	574						
232. Mr. JONES: An act relating to the election of school directors in cities of ten thousand inhabitants and over, and amending sections 2346 and 2347, in article III of chapter II, of title XV, of Ballinger's Annotated Codes and Statutes of Washington.....	472	485	545					
233. Mr. DAWES: An act to provide for the fees of county clerks in probate cases.....	579	607						
234. Mr. GUNDRSON: An act relating to the election and appointment of officers in cities and towns of the fourth class, amending section 997, volume I, Ballinger's Annotated Codes and Statutes of Washington.....	566	574	595					

238. Mr. GORHAM (by request): An act defining appropriations for fiscal periods prior to 1901.....	326	327	405	437	438	{ 436 } { 447 }	447	447
239. Mr. TUCKER: An act providing that graduates of the law school of the University of Washington shall be admitted to practice law in all the courts, by the Supreme Court, without any examination, and declaring an emergency.....	472	486	528					
242. Mr. BURCH: An act to repeal chapter CLIX of the Code of Washington of 1881.....	572	574						
246. (Substitute) COMMITTEE ON INSURANCE: An act to regulate and license marine insurance agents or brokers in this state, and declaring an emergency.....	447	450	569	635	635	638	659	659
247. Mr. TUCKER: An act to amend section 2322 of volume I, Ballinger's Annotated Codes and Statutes of Washington.....	326	328	385					
251. Mr. JONES: An act to provide for the appointment of a commission to draft a proposed act for the registration of titles to land under the Torrens system, and making an appropriation therefor.....	438	439						
253. Mr. EARLES: An act to prevent and punish the destruction of marks or brands upon logs and other timber.....	291	294	381	394	394		429	436
254. Mr. EARLES: An act to punish the malicious destruction or injury to any lawfully established boom.....	291	294	361	373	373	382	407	407
256. Mr. BARRON: An act providing for judges and additional judges for the superior courts in various counties in the State of Washington, and declaring an emergency.....	246	266	527					
257. Mr. RICH: An act to amend section 11 of an act known and cited as the Code of Public Instruction of the State of Washington, and repealing all laws and parts of laws inconsistent with the provisions of this act.....	572	574	603					
261. Mr. MCCOY: An act relating to a state road.....	637					652		
263. Mr. YORK: An act to amend section eighty-three of an act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897, and declaring an emergency.....	505	512						
264. Mr. YORK: An act relating to moneys received by county treasurers from the redemption of delinquent taxes.....	505	511						
265. Mr. GORHAM: An act to define larceny of partnership property by a co-partner, providing for punishment therefor, and declaring an emergency.....	488	439	596					

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate.....
270. Mr. RAWSON: An act providing for the recovery of damages for the trespass of domestic animals, and amending section 3522 of Ballinger's Annotated Codes and Statutes of the State of Washington.....	566	573	597					
271. Mr. PUCKETT: An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed.....	509	513	525	636	636			
276. Mr. DAWES (by request): An act relating to the service of process and the return thereof in justices' courts, and amending sections 6546 and 6547 of Ballinger's Annotated Codes and Statutes of Washington.....	504	510						
279. Mr. TUCKER: An act to amend section four (4) of an act entitled "An act for the appointment of a fish commission, and defining its duties, and declaring an emergency to exist," approved February 20, 1890.....								
283. Mr. CHALMERS: An act to amend section 529 of Ballinger's Annotated Codes and Statutes of Washington, relating to power of coroner to summon and examine witnesses.....	611	620	624	692	692		709	709
284. Mr. CHRISMAN: An act authorizing cities and towns other than cities of the first class to construct water works for irrigation and domestic purposes within assessment districts, and to levy and collect special assessments and taxes to pay therefor.....	589	606		696	696		709	709
285. Mr. RINES: An act making it unlawful to sell, barter, or to give away to minors certain articles, providing penalties therefor and repealing certain laws.....	447	450	528	669	669	350	689	689
286. Mr. RINES: An act to prohibit the maintaining, conducting, operating, playing or using nictle in-the-slot machines, or other devices of like character wherein there enters an element of chance.....	518	548	551	614	614	350	637	637

287. Mr. DOW: An act for the punishment of any husband who shall, without good cause, abandon his wife or child or children and fail, neglect or refuse to maintain and provide for them or either of them.....	504	510	596				
292. Mr. BRUSH: An act exempting the property of school districts from assessments for street and other public improvements.....	505	511					
293. Mr. GUNDERSON: An act amending the Code of Public Instruction, etc.....	505	511	544				
294. Mr. DAVES: An act for the protection of game animals and birds, and song birds, and to define and punish as misdemeanors all violation thereof, vesting the county commissioners with authority to appoint game wardens, defining their duties, fixing their compensation and defining the duties of certain county precinct officers and defining the duties of game wardens and amending sections 7345, 7348, 7351, 7352, 7358, 7363, 7364 and 7366 of Ballinger's Codes and Statutes of Washington, and imposing a license upon hunters and creating a game protection fund.....	518	548	591	630	702	716	716
296. Mr. BADGER: An act repealing sections 6580, 6581, 6582, 6588, 6584 and 6585 of Ballinger's Annotated Codes and Statutes of Washington and declaring an emergency.....	505	510	560				
297. Mr. INGRAHAM: An act requiring boom companies to account for all logs rafted by them, etc.....	438	439	595				
305. Mr. FAIRCHILD: An act for the relief of Capt. Henry Roeder.....	566	573	603	662	658 } 677 }	689	689
317. Mr. GUNDERSON: An act to amend section 2 of an act entitled "An act authorizing the issuance of state bonds and the investment of the permanent school funds therein, and declaring an emergency," being chapter XLIV of the Session Laws of 1899, approved March 8, 1899, and declaring an emergency.....	505	512	597	644		659	659
320. Mr. YORK: An act relating to the formation of corporations and amendments to articles of incorporation, and amending section 4251 of Ballinger's Annotated Codes and Statutes of Washington, and to validate amendments to articles of incorporation heretofore attempted to be made, and declaring an emergency.....	572	575	594				
321. Mr. BUCK: An act for the relief of F. H. Goss, and making an appropriation therefor.....	630	649	658	659	662	658 } 677 }	678
323. Mr. ROSENHAUPT: A bill for an act to amend section 1609 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the schedule of fees of officers, jurors, etc.....	518	549	598				
326. Mr. CAMERON: An act for the employment of prisoners lawfully sentenced to service in the county jails in this state.....	505	510	598				

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE--CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate.....
328. Mr. PHILBRICK: An act to amend section 943, chapter x, of Ballinger's Annotated Codes and Statutes relating to assessments for local improvement of cities of the third class.....	572	575						
332. Mr. FALKNER: An act relating to the Washington State Historical Society, and making an appropriation therefor.....	505	511				632 } 697 }		
333. Mr. MORGAN: An act appropriating the sum of \$500 for the use of the Washington State Dairymen's Association.....		575						
337. Mr. FAIRCHILD: An act defining the crime of larceny or theft of salmon and other food fishes from pound nets, traps, weirs, fish wheels or other fixed appliances, or from any boat or scow, and fixing the penalty therefor.....	536	574						
338. Mr. FAIRCHILD: An act declaring the qualification of electors and governing the registration of voters, and amending sections 1445, 1455, 1456, 1454, and 1383 of Ballinger's Annotated Codes and Statutes of Washington, and carrying into effect the provisions of section 1, article vi of the Constitution of the State of Washington.....	505	511	569	640	640	656	677	677
341. Mr. EARLES: An act extending the right of eminent domain to water power companies, and declaring an emergency.....	504	510	570	641	641	656	659	659
346. Mr. PHILBRICK: An act to amend paragraph 5, section 938, chapter 10 of Ballinger's Codes and Statutes of Washington, making a uniform poll tax for cities of the third class.....	611	649						
348. Mr. COREY: An act to establish the office of fire marshal and to prescribe the duties and powers of the state fire marshal, and declaring an emergency.....	630	650	686	686	687	686 } 688 }		716
349. Mr. JERRARD: An act to provide for the sale of certain school land in section 35, township 10 north, range 38 east, Willamette Meridian, and declaring an emergency.....	472	485	505	618	618	630	637	637

350.	Mr. MERRILL: An act fixing maximum rates and charges for use of tele- phones, prohibiting discrimination and providing punishment for the viola- tion thereof.....	589	606			
353.	Mr. NESBITT: An act relating to the classification of counties, and amend- ing section 1563 of Ballinger's Annotated Codes and Statutes of Washington.	505	512	598	645	677
356.	COMMITTEE ON STATE GRANTED SCHOOL AND TIDE LANDS: An act to amend sections 1, 15 and 23 of an act entitled "An act to provide for the se- lection, survey, management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by articles XV and XVI of the state constitu- tion which shall be generally known as the Board of State Land Commis- sioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897.....	572	573	591		
357.	Mr. FAIRCHILD: An act relating to fishing and the catching of salmon and other food fishes in the waters of the State of Washington, relating to the powers and duties of the fish commissioner, regulating the issuance of licenses, amending sections 1, 4, 6, 7% and 9 of an act entitled "An act pro- viding for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, es- tablishing licenses, fixing penalties, repealing conflicting laws, and declar- ing an emergency," approved March 18, 1899, and declaring an emergency.	525	549			
357.	Mr. INGEBAM: An act to provide for the publishing of the fourth biennial report of the state commissioner of horticulture, and declaring an emer- gency.....	639				
369.	Mr. SIMS: An act to amend sections 4, 6, 8 and 11 of chapter LV of the Ses- sion Laws of 1893 entitled "An act to regulate the practice of dentistry in the State of Washington, and declaring an emergency," the same being sec- tions 3027, 3029 and 3032 of volume 3 of Ballinger's Annotated Code of the State of Washington, and to prohibit the practice of dentistry by per- sons not duly registered and licensed, and to provide for the punishment of violators thereof.....	475	485	544	632	659
370.	Mr. GORHAM: An act relating to false pretense and amending section 7165 of Ballinger's Annotated Codes and Statutes of the State of Washington....	572	575			659
373.	Mr. ULMER: An act providing for a state wagon road beginning at the city of Montesano, in Chehalis county, Washington, thence westerly on the north side of the Chehalis river to Aberdeen; thence westerly over the present established plank road to the city of Hoquiam; thence westerly to Grays Harbor city; thence westerly over the shortest, most practicable route to the ocean beach; thence northerly following the ocean beach of the Pacific ocean to a point near the mouth of the Hoh river, etc.....	611	621			652

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.....	Report from Committee.....	Third reading and amendments.....	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate.....
376. Mr. JONES: An act to provide for notices of assessment and of the time and place of meeting of the county board of equalization.....	566	575						
377. Mr. JONES: An act to provide for the surveying and platting of irregular tracts or lots of land, and for a sufficient and legal description thereof for revenue and all other purposes.....	566	573	625	667	667	670	689	689
378. (Substitute) Mr. JONES: An act providing that all streets and alleys, upon and across tide and shore lands of the first class shall be under the supervision and control of the cities within whose limits such tide and shore lands are situated.....	611	620		664	665	652 / 670 {	689	689
380. Mr. GORHAM: An act to protect from injury and destruction trees and shrubs in highways and other public places, and providing a penalty for the violation thereof.....	566	573	594	642	642		659	659
385. COMMITTEE ON BANKS AND BANKING: An act to abolish the "Revolving Fund," "Grain Inspection Fund," "Fish Hatchery Fund," "State Library Fund," "The Pure Food Fund," "Military Fund," "Interest Fund" and "Harbor Fund," and to provide for disposal of moneys coming into those funds.....	505	512						
386. Mr. EMBLOCH: An act providing for the survey and establishment of a state wagon road, creating a commission, defining their duties and making an appropriation therefor, and declaring an emergency.....	630					652		
393. Mr. EARLES: An act providing for the issuance of licenses by cities and towns for the sale at retail of intoxicating liquors, limiting such licenses to one for each five hundred of population of the city or town issuing the same, providing for the renewal or assignment of existing licenses, and providing for the method of determining the population of cities and towns for the purpose of this act.....	602	620						

394. Mr. GORHAM: An act relating to school teachers who violate their contracts for teaching.....	572	574	625	666	666	689	689
401. Mr. JONES: An act relating to the examination, approval, adoption, purchase and use of voting machines.....	602	620			652		
404. Mr. MERRILL: An act requiring railroad companies to weigh cars loaded with lumber, shingles and other forest products at some common point or points.....	475	485	508	631	636	659	659
405. Mr. FAIRCHILD: An act for the relief of county officers, their clerks and deputies, in certain counties of the State of Washington.....	572	576	591	666		689	689
406. (Substitute) COMMITTEE ON RAILROADS: An act to define the liabilities of railroad corporations in relation to damages sustained by their employes, and to define who are fellow servants and who are not fellow servants, and to prohibit contracts limiting liability under this act.....	505	512	628				
408. Mr. FAIRCHILD: An act to amend sections 6 and 7 of an act entitled "An act for the appointment of a fish commission and defining its duties and declaring an emergency to exist," approved February 20, 1890, relating to fish commissioner, and declaring an emergency.....	458	459	463	469		602	602
412. Mr. GREYER: An act to provide for the acquirement, management and control by the State of Washington, of grounds surrounding and including what was the Whitman Mission and where now stands the Whitman monument, and authorizing the appointment of a commission.....	572	577	625	699	478 479 477 479 582 697	713	713
415. Mr. ALBERTSON: An act defining the limit of cost and the amount of assessments for permanent pavement local improvements in cities of the first class, and declaring an emergency.....	472	484		491	491	510	514
416. Mr. ULMER: An act providing for the preservation of testimony of witnesses in cases tried in any of the courts of this state which may result in a mistrial or a retrial upon reversal on appeal.....	572	573			629		
417. Mr. STOCKING: An act relating to cemeteries and burial places.....	572	573	595	643		659	659
418. Mr. WATERS: An act to amend section 10 of an act entitled "An act providing for the manner of locating and holding lode and placer mining claims, prescribing authority of mining districts,".....	572	576	594	642		677	677
424. Mr. ROSENHAUPT: A bill defining the rights of persons engaged in the occupation of floating products of the forest, mines or fields, upon the navigable waters of this state, and providing a penalty for any interference by riparian owners of the navigation by said persons of said waters.....	589	606		616	615 616		

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE — CONTINUED.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE — CONTINUED.	NUMBER, AUTHOR AND TITLE.	Received from House	Read first and second time, and referred	Report from Committee	Third reading and amendments	Vote on final passage	Other action in Senate	Signed by Speaker of House	Signed by President of Senate
426. Mr. C. G. BROWN: An act relating to the resurvey of public roads, and repealing sections 3788 and 3848 to 3854 inclusive, of Ballinger's Annotated Codes and Statutes of the State of Washington, and declaring a case of emergency.....	687	651							
427. Mr. GUNDERSON: An act amending section 1 of an act entitled "An act to secure to the public the continual use of the oyster beds," approved March 17, 1897, the same being section 2219, Ballinger's Codes and Statutes of Washington.....	579	607							
434. Mr. DAWES: An act relating to estates' tail.....	637	651							
435 Mr. DAWES: An act relating to estates in land and amending section 4623 of volume I of Ballinger's Annotated Codes and Statutes of Washington.....	630	650							
437. Mr. EASTBERRY: An act to amend sections 2631 and 2632, Ballinger's Annotated Codes and Statutes of Washington, relating to soldiers' home, and declaring an emergency.....	579	606		699	699	699	697 } 699 }	713	713
439. Mr. STOCKING: An act to prevent the setting of traps within the limits of cities and towns and prescribing a penalty therefor.....	579	606							
442. COMMITTEE ON EDUCATION: An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 5, 6, 9, 10, 22, 24, 37, 38, 39, 40, 71, 106, 106, 107, 108, 111, 112, 140, 156, and 177 of said act, approved March 19, 1897.....	566	574		603	085	686	692	716	716
443. Mr. GORHAM: An act creating a bureau of labor, defining its duties, abolishing the office of assistant commissioner of labor and factory, mill and railway inspector, repealing chapter XXIX of the Laws of 1897, making an appropriation and declaring an emergency.....	637	651							

444. Mr. GORHAM: An act appropriating the sum of five hundred dollars (\$500), or so much thereof as may be necessary, for the construction of fish ways on the south fork of the Stillaguamish river, in Snohomish county, and providing for the expenditure thereof under the direction of the State Fish Commissioner.....	659						
445. Mr. GORHAM: An act creating a bureau of statistics, agriculture and immigration, making an appropriation therefor and declaring an emergency.....	630	650	694	694	694	694	
446. Mr. MCCOY: An act ceding the United States jurisdiction over Rainier National Park.....		648					
447. Mr. ALLEN: An act authorizing the Governor and the Commissioner of Public Lands to convey to Louis Feureur tide lands in lieu of tide lands heretofore conveyed to said Feureur, and in exchange for same, in front of Seattle, and declaring an emergency.....	579	606	615	645	646	604	659
448. Mr. EASTERDAY: An act to require statements of fact and evidence produced in support of claims made to the legislature against the state for money or property and to perpetuate the record of the same.....	611	621	624				
449. Mr. CORLISS: An act to authorize the appointment of a commission to examine into the overflow of the Stack river, and appropriating money for the expenses of the same.....	637	651					
450. Mr. MCCOY: An act amending section 4954 of Ballinger's Annotated Codes and Statutes of Washington, repealing conflicting laws, and declaring an emergency.....	630	651					
451. Mr. ANDERSON: An act changing the name of the town of Millington, Stevens county, Washington, to the town of Bossburg.....	611	649					
452. Mr. ANDERSON: An act relating to the division of moneys upon the formation of a new road district.....	630					652	
453. Mr. JOHNSON: An act providing for the repair of a wagon road from the mouth of the Saus Poil creek, on the Columbia river, to the city of Republic, and appropriating funds therefor.....	637					652	
454. Mr. STOCKING: An act for the relief of the Olympia Light and Power Company, and appropriating three hundred fifty dollars therefor.....	659						
456. Mr. STOCKING: An act providing for the appropriation of five thousand dollars, to meet the expenses of the committee appointed by House concurrent resolution No. 14, to investigate the executive offices of the state, touching all matters and things pertaining thereto for the term ending January, 1901.....	611						

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE — CONCLUDED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time, and referred.	Report from Committee.....	Third reading and amendments.	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate.....
458. COMMITTEE ON FISHERIES: An act providing for the construction of fish hatcheries and making an appropriation therefor.....	572	576						
461. Mr. WILSON: An act providing for the time of holding the state fair at North Yakima.....	602	620				652		
464. Mr. COMSTOCK: An act providing for the submission to the qualified voters of any school district in this state, the question of establishing and maintaining free kindergarten schools.....	611	649				697		
467. Mr. ALLEN: A bill for an act relating to the leasing of the right to build and maintain wharves, docks and other structures on harbor area, and declaring an emergency.....	579	605	615	646	646		677	677
469. Mr. JOHNSON: An act providing for the assessment and taxation of mining claims, improvements thereon and of the net proceeds of mines.....	611	649		698	693			
473. Mr. GORHAM: An act authorizing county coroners to appoint deputies and providing for their compensation.....	680	651						
474. Mr. GORHAM: An act making public corporations liable to garnishment in the superior courts, and declaring an emergency.....	602	629	624					
475. JOINT COMMITTEE ON ROADS AND BRIDGES: An act providing for the levy, collection and manner of payment of road poll and property taxes, the manner of expenditure thereof, to provide for elections to adopt the system herein provided, and to repeal all laws inconsistent herewith.....	572	577		684	684		617	617
476. Mr. RAWSON: An act to amend section 1 of an act entitled "An act to enable cities and first class towns to acquire and hold property for the purpose of paving and damaging of land and property for public purposes, providing a method for making compensation therefor, and providing for special assessments in certain cases upon property benefited, and declaring an emergency," approved March 9, 1888.....	687	651						

477. Mr. DOW: A bill for an act to amend an act entitled "An act to create a board of health and bureau of vital statistics in the State of Washington," approved March 7, 1891, by amending section 2 and adding sections 2½ and 6%, and declaring an emergency.....	611	622	627	671	671	709	709
484. Mr. JERRARD: An act to amend section 1583 of Ballinger's Code of Washington, relating to salaries of officers of counties of the nineteenth class.....	637	652	691	691	691	710	710
485. Mr. TUCKER: An act to amend sections 559 and 561 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the election, qualification and eligibility of justices of the peace and constables.....	630	649					
486. Mr. JONES: An act providing for the establishment and maintenance of public and free libraries and museums, and repealing all laws in conflict herewith.....	602	605	626	692	692	716	716
491. Mr. BUSH: An act to amend section 3 of chapter 53, Session Laws of 1899.....	630	650					
492. Mr. MCCOY: An act amending section 5 of an act entitled "An act to regulate mutual fire insurance companies and associations," approved March 14, 1899.....	559						
494. COMMITTEE ON CONGRESSIONAL APPOINTMENT: An act dividing the State of Washington into three districts for the election of representatives to the Congress of the United States and prescribing the boundaries of said districts.....	611	620					
499. COMMITTEE ON APPROPRIATIONS: An act making appropriations for sundry civil expenses of the state government for the fiscal term beginning April 1, 1901, and ending March 31, 1903.....	585	549	552 } 601 }	553 } 709 }	555 } 562 } 602 } 552 } 55.6 } 702 } 710 }	716	716

HISTORY OF SENATE MEMORIALS.

NUMBER, AUTHOR AND SUBJECT.	Read first and second time, and referred.....	Report of Committee.....	Third reading and amendments,	Vote on final passage.....	Other action in Senate.....	Message from House.....	Signed by President of Senate...	Signed by Speaker of House.....	Signed by the Governor.....
1. Senator ANDREWS: Relating to Indian War veterans.....	13	54	55	55	.....	345	378	889	427
2. Senator RANDS: Relating to the improvement of Lewis river.....	14	76 181	91	91	.....	170	187	196	230
3. Senator HAMILTON: Relating to Hanna-Payne subsidy bill.....	50	75 811	76	76	.....	170	187	196	.....
4. COMMITTEE ON MEMORIALS: Relating to the Dalles-Celilo canal.....	66	66 180	66 91	91	78	170	187	196	230
5. Senator SHARP: Relating to forestry reserves.....	96	155	163 509	163	.....	428	514	527	.....
6. Senator L. C. CROW: Relating to Chinese exclusion act.....	142	204	198	198	.....	.....	.....	.....	.....
7. Senator MOULTRAY: Relating to Asiatic emigrants.....	142	204 191	198	198	.....	.....	.....	.....	.....
8. Senator SMITH: Relating to the Grout bill.....	160	191	198	198	.....	.....	.....	.....	.....
9. COMMITTEE ON MEMORIALS: Substitute for 6 and 7.....	209	.....	222	224	.....	.....	.....	.....	.....
10. Senator MOULTRAY: Relating to lighthouse in Blaine harbor.....	280	256	296 582	296	.....	428	525	583	.....
11. Senator RANDS: Relating to certain land titles in Clarke and Cowlitz counties.....	245	359 711	370	370	.....	.....	711	712	.....
12. Senator SCHOFIELD: Relating to the Quinault Indian reservation.....	.....	358	370	370	.....	.....	.....	.....	.....
13. Senator SCHOFIELD: Relating to ship canal connecting Puget Sound with Gray's Harbor.....	346	358	369	369	.....	.....	.....	.....	.....
14. Senator GARBER: Relating to the election of senators by direct vote of the people.....	430	506	.....	.....	.....	.....	.....	.....	.....
15. Senator MUELLER: Relating to the Oriental Centennial Fair.....	466	654	.....	.....	.....	637	654	659	.....
16. Senator WELTY: Relating to Alaska boundary.....	484	536	578	578	.....	.....	.....	.....	.....

HISTORY OF HOUSE MEMORIALS IN THE SENATE.

NUMBER AND SUBJECT.	Received from the House.....	Read first and second time and referred.....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate..
3. Relating to the remuneration of postmasters.....	314	321	338	371	371	371	.....	.....
5. Relating to light house on Burrow's Island.....	314	321	332	395	395	.....	429	.....
9. Relating to site for Soldiers' Home, etc.....	557	559	627	671	671	.....	709	709
11. Relating to grazing on forest reserves.....	557	559	627	672	672	.....	697	698
12. Relating to forest reserves.....	611	652	.....	.....	.....	.....	.....	.....
13. Relating to telegraph line from Cape Flattery.....	611	648	.....	672	672	.....	697	698
14. Relating to Japanese laborers.....	611	622	.....	.....	.....	.....	.....	.....

HISTORY OF SENATE JOINT AND CONCURRENT RESOLUTIONS.

NUMBER, AUTHOR AND SUBJECT.	Presented in Senate	Report of Committee	Action in Senate	Message from House	Other action in Senate	Signed by President of Senate	Signed by Speaker of the House	Signed by the Governor
1. Senator WARBURTON: Appointing committee to notify Governor.....	10		10	23				
2. Senator L. C. CROW: Respect to the memory of J. H. Carper.....	13		13	23				
3. Senator PRESTON: Relating to die used to stamp Olympia silver service.....	14		14	23				
4. COMMITTEE ON JOINT RULES: Relating to joint rules.....	23		23	23				
5. Senator HALLETT: Respect to memory of Queen Victoria.....	78		78	86				
6. Senator MEGLER: Relating to joint committee to meet committee of Oregon Legislature.....	94		94	138			183	
7. Senator MOULTRAY: Respect to the memory of Senator Stephen D. Rinchart.....	95		95	128			183	
8. Senator MANTZ: Respect to the memory of Representative William B. Field.....	95		95	128				
9. Senator RANDS: Relating to persons connected with state institutions.....	95		95	129				
10. Senator SCHOFIELD: Relating to the enactment of laws in Alaska.....	123		123	170		187	196	
11. Senator SCHOFIELD: Relating to courts of appeal in Alaska.....	123		123	170		187	196	
12. Senator PRESTON: Relating to name of battleship to be constructed by Moran Bros.....	123		138	141			183	230
13. Senator RANDS: Relating to advisory committee of two hold over Senators to investigate expenditures.....	216	235 315						
14. Senator MEGLER: Inviting Legislature of Idaho to visit Washington Legislature.....	226			241				
15. Senator WILSHIRE: Relating to a voting machine.....	292		292		491			

16. Senator RANDS: Relating to contemplated visit of President McKinley, and inviting him to visit the state.....	459	504	459	.....	.....	504	509	.....
17. Senator MEGLER: Exposition to be held at Portland, Ore.....	466	.....	466	475	466	504	509	.....
18. Senator LECRONE: Relating to printing of school code.....	535	560 } 689 }	614	659	535	689	690	.....
19. Senator SUMNER: Relating to forest reserves.....	590	637	590	630	590	637	637	.....
20. Senator WARBURTON: Non-passage of bills after 5 o'clock P. M., March 17, 1901.....	590	.....	590	.....	590	.....	.....	.....
21. Senator RANDS: Relating to Auditor furnishing official blanks.....	680	.....	.....	.....	.....	.....	.....	.....
22. JUDICIARY COMMITTEE: Relating to the codification of laws.....	700	661	700

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NUMBER AND SUBJECT.	Received from House.....	Taken up in Senate.....	Report of Committee.....	Action in Senate.....	Signed by Speaker of House.....	Signed by President of Senate...
1. Relating to the death of the late Hon. W. Byron Daniels.....		45		45		
2.				66		
3. Relating to the death of the late Hon. Hiram E. Allen.....	86	101		101	196	
5. Relative to printing joint rules and rules of Senate and House.....	86	87				
6. Providing for a committee to investigate the state offices.....	96	117		129	147	
7. A tribute to the memory of William McGee Colwell.....	128			131	147	
8. Relating to Fish Commissioner's report.....	117	126		126	147	
9. Relating to the Grout law.....	164	164	191 } 164 } 204 } 224 }	187	266	266
10. Relating to collection of certain moneys by Insurance Commissioner.....	183	187		187	266	
11. (10) Relating to death of Hon. M. W. Miles.....		282		282		
13. Joint committee to visit parliament, Victoria, B. C., concerning fish hatcheries on Frazer river.....	397			397	415	415
14. Relating to state offices.....	475					
15. Committee to meet President McKinley.....		711				
16. Relating to improvement of Skagit river.....	611	632			709	709
17. Prohibiting Auditor to pay more printing warrants at present.....	326	350			623	
18. Relating to committee investigating costs of state printing.....	326	350			622	

19. Relating to adjournment of both Houses until Monday.....	344	.....	.....	346	.....
20. Thanking citizens of Everett for entertainment.....	378	391	.....	429	436
21. Greetings to McKinley.....	472	486	.....	486	509 514
22. Relating to lease and removal of state property at capitol.....	579	582	584	584	602
23. Relating to demise of James Urquhart.....	535	.....	.....	563	602
24. Appropriation for legislative expenses.....	589	607	.....	.....	.....
25. Relating to printing and distribution of House and Senate journals.....	630	652	.....	671	709 709
26. A tribute to the memory of the late President Benjamin Harrison.....	659	.....	.....	659	689 689
27. Publication of Emergency Laws.....	675	709
28. Appropriating \$1,000 for publishing Legislative Manual.....	711	711

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- Game law, repealing Laws of 1897, pages 82, 99, 277. House bill No. 294.
- Game, amending Laws of 1897, page 82. House bill No. 259.
- Number of game birds that may be killed in one day. House bill No. 258.

GARNISHMENTS:

- In justices courts. Senate bill No. 218.
- Public corporations to be liable to. House bill No. 474.
- Repealing Ballinger's Code. House bill No. 432.

GEOLOGICAL SURVEY—To provide for and to repeal Laws of 1890, pages 249, 647. House bill No. 69.

GRAIN INSPECTION—(See also INSPECTION):

- To repeal law of 1895. House bill No. 3.
- Amending Ballinger's Code, section 2884. House bill No. 354.

GUARDIAN AND WARD—Lease, etc., of realty by guardian. House bill No. 126.

H.

HERD LAW—To provide for herd law. House bill No. 299.

HOMESTEAD—(See ADMINISTRATION OF ESTATES)—Amending Ballinger's Code, sections 5237 *et seq.* Senate bill No. 213.

HORTICULTURE:

- Horticulture—state board—\$3,500—repeal of present law. Senate bill No. 149.
 - State commissioners, repealing Laws of 1897, page 308. Senate bill No. 185.
 - To repeal section 1, Ballinger's Code. House bill No. 98.
 - To amend Laws of 1897, page 308. House bill No. 175.
 - Adulteration of spraying materials. House bill No. 182.
 - General law, state board, repealing Laws of 1897, page 308. House bill No. 334.
- HORSESHOERS**—To amend law of 1899. Senate bill 82.

I.

INHERITANCE TAX:

- To provide for. House bill No. 130.
- Collateral. Senate bill No. 6.

INSPECTION—(See also **GRAIN INSPECTION**):

- Of illuminating oils (Stewart). Senate bill No. 62.
- Of illuminating oils (LeCrone). Senate bill No. 69.
- Of steam boilers. Senate bill No. 115.
- State oil inspector. Senate bill No. 167.
- Of steam boilers. House bill No. 186.
- Of oils (Lewis). House bill No. 231.

INSURANCE—(See **FIRE INSURANCE**; **LIFE INSURANCE**).**INTEREST**—Rates to be charged by pawn shops. House bill No. 213.**INTOXICATING LIQUORS:**

- Treatment of inebriates. Senate bill No. 168.
- Licenses, amending Ballinger's Code. House bill No. 176.
- Civil damages, amending Ballinger's Code. Senate bill No. 109.
- State dispensary. House bill No. 139.
- Licenses in cities, amending Ballinger's Code. House bill No. 217.
- Liquor licenses in cities and towns. House bill No. 393.
- Intoxicating liquors, amending Ballinger's Code. House bill No. 495.

IRRIGATION:

- Distribution of water. Senate bill No. 91.
- Tampering with flumes, etc. Senate bill No. 92.
- Flumes, etc., to be kept in repair. Senate bill No. 104.

J.

JAILS—Employment of county prisoners. House bill No. 326.**JOINT TENANCY**—Amending Ballinger's Code. House bill No. 435.**JURIES:**

- To amend law relating to drawing. Senate bill No. 22.
- Jurors, drawing, etc. Senate bill No. 249.

JUSTICES COURTS:

- Appeals from, amending Ballinger's Code, section 6755. Senate bill No. 128.
- To repeal venue law of 1899. Senate bill No. 23.
- Jurisdiction in imposing fines. Senate bill No. 53.
- To amend venue laws of 1899. House bills Nos. 10, 26, 48, 62, 78, 113.
- Salary of justices in cities over 5,000. House bills Nos. 18, 68.
- To repeal venue law of 1899. House bill No. 37.
- Appeals from, filing fee. House bill No. 196.
- Election of justices, salary. House bill No. 166.
- To amend practice act. House bill No. 276.
- Repeal of arrest and bail in justices courts. House bill No. 296.
- No appeal from justice unless amount is over \$25. House bill No. 319.
- Eligibility of justices of the peace. House bill No. 485.

K.

KIDNAPING:

- Crime of, amending Ballinger's Code, section 7049. Senate bill No. 118.
- Amending Ballinger's Code. House bill No. 204.

KING COUNTY—Additional superior judge. Senate bill No. 75.

L.

LABOR— (See **ARBITRATION**; **LIENS**; **MACHINERY**):

- Truck system prohibited. Senate bill No. 239.
- Employe not to be paid in truck. House bill No. 462.
- Hours of, for females. Senate bill No. 70.

LAKE WASHINGTON CANAL:

- United States given rights and released from damages. Senate bill No. 27.
- United States given rights and released from damages. House bill No. 75.

LARCENY:

- By co-partner. House bill No. 66.
- Larceny by co-partner. House bill No. 265.
- Of salmon. House bill No. 337.

LEGISLATURE:

- Apportionment. Senate bill No. 9.
- To amend Constitution, article II, section 23, relating to pay of members of Legislature. Senate bill No. 203.
- Re-apportionment. House bill No. 1.
- Crimes against the Legislature. House bill No. 309.

LEGISLATIVE MANUAL—To provide for. Senate bill No. 116.**LEWISTON**—Name changed to Clarkston. Senate bill No. 42.**LIBEL**:

- Amending Laws 1899, page 101. Senate bill No. 88.
- To repeal Laws 1899, page 101. House bill No. 137.

LIBRARIES (See also **PUBLIC EDUCATION**):

- Public libraries and museums. Senate bill No. 274.
- System of traveling—commission. House bill No. 128.
- Public libraries and museums. House bill No. 436.

LICENSES— (See **INSPECTION**; **INTOXICATING LIQUORS**; **PLUMBING**).**LIENS**:

- Enforcing on steamers. Senate bill No. 209.
- Employes, amending Laws 1897, page 55. Senate bill No. 212.
- Liens of inn-keepers. Senate bill No. 247.
- Amending Laws 1893. Senate bill No. 245.
- On tombstones, etc. House bill No. 47.
- Loggers'—joinder of actions. House bill No. 197.
- Mechanics' lien prior to mortgage. House bills Nos. 235, 236, 237.
- On steamers, etc. House bill No. 151.
- Crops, amending Ballinger's Code, sections 5957, 5959. House bill No. 316.
- Horseshoers' liens. House bill No. 331.
- Of inn-keepers. House bill No. 472.

LIFE INSURANCE:

- Forfeitures of. Senate bill No. 103.
- Contracts of. Senate bill No. 85.

LOGS— (See **LIENS**; **LUMBERING**).**LOGGER'S LIENS**— (See **LIENS**).**LUMBERING**— (See also **LIENS**):

- Taking up derelict logs. House bill No. 173.
- Boom owners to account for logs. House bill No. 297.

M.

MACHINERY:

- Guarding of, with appliances. Senate bill No. 71.
- Mechanics' liens— (See **LIENS**).

MANSLAUGHTER—Crime of manslaughter, repealing Ballinger's Code, sections 7042, 7046. House bill No. 300.

MEDICINE AND SURGERY—(See also **OSTEOPATHY**):

To amend law of 1890, page 114. House bill No. 101.

MILITIA:

Code amended. Senate bill No. 174.

National Guard, amending Laws 1895, page 201. House bill No. 814.

MILLINGTON—Name of, changed to Bossburg. House bill No. 451.**MINES AND MINING**:

Mining, amending Laws of 1899. Senate bill No. 216.

Books of corporations may be examined by stockholders. House bill No. 50.

Hours of labor in mines, etc. House bill No. 92.

Repeal of section 9, Laws 1899, page 69. House bill No. 133.

Competent person to be in charge of mines. House bill No. 194.

Mining, amending Laws 1899, page 69. House bill No. 360.

Mining, amending Laws 1899. House bill No. 418.

Mining, amending Laws 1899. House bill No. 483.

MINES, STATE SCHOOL OF—To establish. Senate bill No. 187.**MORTGAGES**—(See also **DEEDS**; **LIENS**):

Satisfaction of Senate bill No. 43.

Recording of conditional sales. House bill No. 207.

MUNICIPAL CORPORATIONS—(See also **COSTS**):

To amend Laws 1895, chapter 170—funding of debts of. Senate bill No. 98.

Library sites, cities of first class. Senate bill No. 166.

Sewerage system in cities. Senate bill No. 154.

Local improvements in cities, amending Ballinger's Code, section 943. Senate bill No. 161.

Water works, amending Ballinger's Code. Senate bill No. 189.

Cost of local improvements limited to cities of the first class. Senate bill No. 219.

Cities of the first class to vote on municipal questions. Senate bill No. 215.

Cities to sell property. Senate bill No. 252.

Cities to contract for power. Senate bill No. 251.

Power of cities of the third and fourth classes. Senate bill No. 271.

Cities, etc., to validate debts. House bill No. 211.

Taxation for local improvements. House bill No. 179.

Officers, cities of fourth class. House bill No. 234.

Validation of debts. House bill No. 170.

Impounding animals in cities other than the first class. House bill No. 307.

Exemption of school property from local improvement taxation. House bill No. 292.

Waterworks for other cities than first class. House bill No. 284.

Assessment for local improvements in cities of third class. House bill No. 323.

Eminent domain by cities of first class, amending Laws 1893. House bill No. 476.

Limitation on municipal debts. House bill No. 430.

Limit of cost of local improvements in cities of the first class. House bill No. 415.

Powers of cities of the third and fourth classes. House bill No. 496.

Cities of first class to levy and collect taxes. House bill No. 502.

MURDER—Second degree, amending Ballinger's Code, section 7038. House bill No. 315.

N.

NATIONAL FLAG—Mutilation of, prohibited. House bill No. 228.**NATIONAL GUARD**—(See **MILITIA**).**NATURALIZATION**—Record of. House bill No. 184.**NEGOTIABLE INSTRUMENTS**—To repeal law of 1897. Senate bill No. 50.**NEW WHATCOM**:

Name changed to Whatecom. Senate bill No. 177.

Name of New Whatcom changed to Whatcom. House bill No. 306.

NEWSPAPERS—Voluntary sending, repealing Laws 1890, page 460. House bill No. 347.**NICKEL-IN-THE-SLOT MACHINES**—To prohibit. House bill No. 286.

NORMAL SCHOOLS:

- New Whatcom, appropriation. Senate bills Nos. 17, 41.
- To establish, at Montesano. Senate bill No. 32.
- At South Bend. Senate bill No. 80.

NORMAN, B.—Relief of grantees of. Senate bill No. 96.

NOTARIES, PUBLIC—Attendance of witnesses before. House bill No. 87.

NOXIOUS ANIMALS:

- To provide for destruction of. Senate bill No. 33.
- To provide destruction of. House bill No. 30.
- Bounty on coyotes. House bill No. 33.

O.

OFFICIAL BONDS—Qualifications of sureties; amending Ballinger's Code, section 1527.

OILS—(See INSPECTION).

OSTEOPATHY—To regulate practice of. House bill No. 192.

OYSTERS:

- Oyster lands in fee simple. Senate bill No. 237.
- Reserves and sale thereof. House bill No. 221.
- Reserves—state commission. House bill No. 210.
- To repeal Laws 1897, page 298, relating to beds. House bill No. 361.
- Reserves—commission—fund. House bill No. 344.
- Experiments—\$15,800. House bill No. 335.
- Steamers not to cross oyster lands. House bill No. 388.
- Vacation of reserves—commission. House bill No. 460.
- Oyster beds, amending Laws 1897. House bill No. 427.
- Sale of reserve. House bill No. 459.
- Alteration, etc., of oyster reserve. Senate bill No. 273.
- Sale of oyster reserve. Senate bill No. 275.

P.

PACIFIC COUNTY—Beach and shores of, to be public highway. Senate bill No. 35.

PAN-AMERICAN EXPOSITION:

- To provide exhibit. Senate bill No. 14.
- To provide exhibit at—\$50,000. House bill No. 129.
- To provide exhibit at—\$50,000. House bill No. 46.

PARTNERSHIPS—Liability and rights of survivors. House bill No. 19.

PASSENGER RATES—On boats. House bill No. 457.

PASSES—Public officer not to accept. House bill No. 8.

PATENT MEDICINES—Formulas to be printed on. Senate bill No. 124.

PILOTAGE—To amend law of 1887-88, page 175. House bill No. 60.

PENITENTIARY:

- Credit to convict for service in jail. Senate bill No. 10.
- Execution of convicts. Senate bill No. 28.
- Money from revolving to general fund. Senate bill No. 170.
- Penitentiary, amending Ballinger's Code. Senate bill No. 269.

POISONS—Sale regulated. Senate bill No. 199.

PROBATE LAW—(See ADMINISTRATION OF ESTATES).

PLUMBING:

- To regulate—repeal of laws of 1897. Senate bill No. 84.
- Amending Laws 1897, page 210. House bill No. 115.
- To regulate. House bill No. 135.

PRIVATE CORPORATIONS—(See also SPECIFIC TITLES):

- Repeal of section 5, Laws 1897, page 134—annual tax on. Senate bill No. 40.
- Eminent domain to water power companies. Senate bill No. 202.
- Fraternal, etc., societies. Senate bill No. 276.

PRIVATE CORPORATIONS—Continued:

- Incorporation of labor societies. House bill No. 289.
- Organization of cooperative associations for any purpose. House bill No. 298.
- Organization of fraternal societies. House bill No. 288.
- Eminent domain to water power companies. House bill No. 341.
- Change of name and purposes of corporations, amending Ballinger's Code, section 4251. House bill No. 320.
- Statements to be made to stockholders. House bill No. 402.
- State corporation commission. House bill No. 892.

PROBATE PRACTICE—(See ADMINISTRATION OF ESTATES.)

PROSECUTING ATTORNEYS:

- Four deputies. House bill No. 214.
- Made examining magistrates. House bills Nos. 362, 396.

PUBLIC DOCUMENTS—(See also PUBLIC PRINTING)—Binding and distribution of. House bill No. 59.

PUBLIC EDUCATION—(See also UNIVERSITY):

- To amend Laws of 1897, page 356. Senate bill No. 105.
- Exchange of school district bonds. Senate bill No. 176.
- School Code, amending Laws of 1897, page 356. Senate bill No. 156.
- Manual training, amending Laws of 1897, page 356. Senate bill No. 191.
- Nautical training school. Senate bill No. 278.
- Selection text books, repealing section 105, Laws of 1897, page 356. House bill No. 82.
- To amend law of 1897, page 356. House bill No. 9.
- To amend law of 1897, page 356, mileage of county superintendent. House bill No. 45.
- Free kindergarten schools. House bill No. 76.
- To amend School Code of 1897. House bills Nos. 110, 150, 159, 165, 224, 232.
- Public school libraries. House bill No. 205.
- Qualification of teachers, amending Ballinger's Code. House bill No. 247.
- County board of examiners. House bill No. 136.
- Amendments of constitution, relating to schools. House bills Nos. 280, 281.
- School Code, amending Laws of 1899, page 206. House bill No. 293.
- School Code, amending Laws of 1899, page 306. House bill No. 293.
- School Code, amending Laws of 1897, page 356. House bill No. 257.
- Interest to be paid on permanent school fund loan, amending Laws of 1899, page 67. House bill No. 317.
- People to vote on kindergartens. House bill No. 464.
- School Code, Laws of 1897 amended. House bills Nos. 442, 420.
- Violation of contract by school teachers. House bill No. 394.

PUBLIC INDEBTEDNESS—(See MUNICIPAL CORPORATIONS).

PUBLIC OFFICERS:

- Not to receive witness fees in public causes. Senate bill No. 195.
- Drunkenness of, in public office. House bill No. 262.

PUBLIC PRINTING:

- Act to amend Laws of 1899, page 207. Senate bill No. 186.
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- Union label on. House bill No. 124.
- Public printing, repealing present laws. House bill No. 489.

PUBLIC SAFETY—(See INSPECTION; MACHINERY; MINES).

Q.

QUARANTINE—Repeal of Laws 1888. House bill No. 242.

R.

RAILROADS—(See also TAXATION):

- Commission (Preston). Senate bill No. 2.
- Commission (Tolman). Senate bill No. 7.
- Freight rates, amending Laws 1897, page 113. Senate bill No. 90.

RAILROADS—Continued:

- Passenger rates. Senate bill No. 146.
- Rights of way across state lands. Senate bill No. 248.
- State Auditor to be railroad commissioner. Senate bill No. 227.
- To fence right-of-way. House bills Nos. 2, 34.
- Obstruction of ways with cars. House bill No. 149.
- To build and repair crossings. House bill No. 119.
- Rate law, amending Law 1897, page 113. House bill No. 121
- Commission (Merritt). House bill No. 131.
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- Railroad freight rates, amending Laws 1897, page 113. House bill No. 278.
- Passenger rates. House bill No. 271.
- Standards on railroad cars for logs, etc. House bill No. 340.
- Railroad rights of way on state lands. House bill No. 478
- State Auditor to be railroad commissioner. House bill No. 441.
- Freight rates, amending Laws 1897. House bill No. 429.
- Railroads to weigh lumber products. House bill No. 404.

RIVERS:

- Navigation of rivers. Senate bill No. 265.
- Navigation of stream, etc., for certain purposes. House bill No. 424.

RIVERSIDE COUNTY—To create. House bill No. 220.**ROADS AND BRIDGES—(See also STATE ROADS):**

- State aid—commission. Senate bill No. 125.
- Road law—county surveyor, supervisor. Senate bill No. 165.
- Commissioners to grant right to build trams on roads. Senate bill No. 204.
- Road law, amending Ballinger's Code. Senate bill No. 235.
- County and city to join in construction of bridges. Senate bill No. 224.
- Vacation of roads, repealing Ballinger's Code. Senate bill No. 220.
- To amend section 6, Laws 1893. House bill No. 6.
- Election of road supervisors, amending Law 1895, page 422, section 13. House bill No. 49.
- Taxes, amending Law 1895, page 419. House bill No. 67.
- Road poll and property taxes. House bill No. 162.
- Road poll tax list by employers. House bill No. 229.
- Requiring counties to construct bridges and ferries. House bill No. 359.
- Poll tax, cities third class, amending Ballinger's Code, section 983.
- Tax in cash—work by contracts. House bill No. 475.
- Division of funds when road district divided. House bill No. 452.
- Counties and cities to join in building bridges. House bill No. 440.
- Time of election road supervisors. House bill No. 438.
- Resurvey of public roads, repealing Ballinger's Code. House bill No. 426.
- Change of public roads, repealing Ballinger's Code. House bill No. 425.
- To protect shrubbery on highways, House bill No. 330.

S.**SALES:**

- Of stock of goods. Senate bill No. 181.
- Stocks of goods void, when. House bill No. 318.

SCHOOLS—(See PUBLIC EDUCATION).

SCHOOL FOR DEFECTIVE YOUTH—Board trustees abolished. Senate bill No. 257.

SEATTLE—Grant of lands on Lake Washington. Senate bill No. 72.

SECRETARY OF STATE—Fees in corporation cases; repealing in part Laws 1897, page 134. Senate bill No. 111.

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SLEEPING CAR COMPANIES—Sleeping car rates. House bill No. 274.

SOLDIERS' HOME:

- Admission of Indian war veterans. Senate bill No. 45.
- Amending Laws 1890, page —. Senate bill No. 255.
- Amending Ballinger's Code. House bill No. 437.

- SPECTACLES**—To regulate sale of. Senate bill No. 130.
- SPOKANE COUNTY:**
 One additional superior judge. Senate bill No. 4.
 To repay taxes to. Senate bill No. 48.
- STALLIONS:**
 At large, amending Laws 1895, page 335. House bill No. 148.
 Stallions, etc., at large. House bill No. 302.
- STATE**—To perpetuate evidence on claims against. House bill No. 448.
- STATE AUDITOR**—Traveling. House bill No. 481.
- STATE BOARD OF CONTROL**—To create. House bill No. 222.
- STATE BOARD OF HEALTH:**
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- STATE CAPITOL:**
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 From Olympia to Tacoma. Senate bill No. 113.
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- STATE DISPENSARY**—(See INTOXICATING LIQUORS).
- STATE FAIR:**
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- STATE HISTORICAL SOCIETY**—Trustee for state in collection of books, etc.—\$4,000.
 House bill No. 332.
- STATE INSTITUTIONS**—Visitation of. Senate bill No. 129.
- STATE LANDS**—(See also OYSTERS; TIDE LANDS):
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 Amending Laws of 1895, page —. Senate bill No. 243.
 Disposition of lands for School of Science. Senate bill No. 272.
 Lease of state lands, amending Laws of 1897, page 229. House bill No. 21.
 Soap Lake reservation. House bill No. 91.
 Repeal of arid land acts. House bill No. 97.
 Leasing mineral lands, amending Laws of 1897. House bill No. 191.
 Sale of timber on, amending Ballinger's Code. House bill No. 212.
 Leasing of oil and gas lands. House bill No. 267.
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- STATE LAND COMMISSION**—Appeals from, to Superior Court. Senate bill No. 8.
- STATE REFORM SCHOOL**—Amending Ballinger's Code. Senate bill No. 217.
- STATE ROADS:**
 Asotin county. Senate bill No. 60.
 King county—Natchez river. Senate bill No. 68.
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 Pen d'Oreille to Marble Mount—\$25,000. Senate bill No. 119.
 Pierce-King county state road—\$10,000. Senate bill No. 201.
 Montesano-Port Angeles State road—\$30,000. Senate bill No. 198.
 Lewis county state road. Senate bill No. 214.
 Hoods canal state road—\$9,000. Senate bill No. 234.

STATE ROADS--Continued:

- Montesano to South Bend -- \$50,000. House bill No. 61.
- Lyle to Washougal -- \$20,000. House bill No. 64.
- Bullion's Cabin to Ferguson Trail -- \$9,000. House bill No. 70.
- Snoqualmie Pass -- \$10,000. House bill No. 95.
- King county-Natchez river -- \$20,000. House bill No. 107.
- Okanogan county -- \$8,000. House bill No. 164.
- Methow river-Twisp river -- \$15,000. House bill No. 161.
- Conconully-Silver -- \$2,000. House bill No. 171.
- Pen d'Oreille-Marble Mount -- \$25,000. House bill No. 195.
- Olympia-Port Angeles -- \$35,000. House bill No. 198.
- Lewis-Pierce county state road -- \$50,000. House bill No. 261.
- Montesano-Port Angeles state road -- \$30,000. House bill No. 373.
- Hoods Canal state road -- \$30,000. House bill No. 336.
- Sans Poil-Republic state road. House bill No. 453.
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- Tax for state roads. House bill No. 414.
- Skagit river-Slate creek state road. House bill No. 386.

STATE TREASURY :

- Depository for public funds. Senate bill No. 61.
- Payment of interest warrants. school fund. amending Laws of 1890, page 642.
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STATE VETERINARY SURGEON -- Amending Laws of 1895, page 456. Senate bill No. 94.

STATUTES -- (See SESSION LAWS).

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STREETS -- Vacation of. Senate bill No. 83.

STREET RAILWAYS :

- Competent men to run cars. Senate bill No. 81.
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- Street car fares. House bill No. 436.

STUCK RIVER -- Commission to examine. House bill No. 449.

SUGAR BOUNTY -- To extend law of 1899. Senate bill No. 13.

SUMMONS :

- Service on insane person. Senate bill No. 77.
- Publication of, amending Laws of 1893, page 407. Senate bill No. 141.
- Service of, amending Ballinger's Code, section 4877. House bill No. 58.
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- Superior Court, amending Ballinger's Code, section 4689. House bill No. 366.
- Summons by publication, amending Ballinger's Code. House bill No. 421.

SUNDAY :

- To close amusements on. Senate bill No. 68.
- To close amusements on, amending Ballinger's Code, section 7250. House bill No. 84.

SUPERIOR COURTS :

- One additional judge for Spokane county. Senate bill No. 4.
- One additional judge for King county. Senate bill No. 75.
- To attach Chelan to Kittitas, etc. Senate bill No. 87.
- Powers of superior judges. Senate bill No. 102.
- Division of north central district. Senate bill No. 143.
- Reporters for. Senate bills Nos. 169 and 190.
- Additional judge for King county. House bill No. 53.
- To divide north central district. House bill No. 99.
- Division of north central district. House bill No. 158.
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SUPREME COURT -- Two additional judges -- advisory commission. House bills Nos. 11 and 12.

SURETIES—Justification of, on bonds. Senate bill No. 37.

TACOMA :

Vacation of certain plat in Tacoma. Senate bill No. 230.
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TAXATION—(See also **ROADS AND BRIDGES**):

To amend law of. Senate bills Nos. 20 and 126.
Support of poor in cities of third class. Senate bill No. 122.
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Amending Laws of 1899, page 285. Senate bill No. 157.
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Taxation, amending Laws of 1897, page 136. Senate bill No. 164.
Summons in delinquency cases. Senate bill No. 192.
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Taxation of mining claims. Senate bill No. 250.
Taxation, amending Ballinger's Code. Senate bill No. 229.
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Description of irregular tracts of land. House bill No. 377.
County equalization of taxes—notice. House bill No. 376.
Time of assessment, amending Ballinger's Code, section 1660. House bill No. 375.
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Taxation, amending Ballinger's Code. House bill No. 411.
Taxation, amending Laws of 1899. House bill No. 403.
Taxation of mining claims. House bill No. 469.
Taxation, amending Laws of 1899, page 285. House bill No. 501.

TELEGRAPH COMPANIES—Telegraph rates. House bill No. 273.

TELEPHONE COMPANIES :

Telephone rates. House bill No. 272.
Telephone rates. House bill No. 350.

TEXT BOOKS—(See **PUBLIC EDUCATION**).

TIDE LANDS:

Tide lands and waters in Chehalis and Pacific counties to be public highways.
Senate bill No. 35.
Reappraisement at Blaine. Senate bill No. 15.
Of Northwestern Washington made highway. Senate bill No. 57.
Reappraisement at La Conner. Senate bill No. 64.
Preference rights in lands of second class. Senate bill No. 74.
Survey of shore lands—sale at Vancouver. Senate bill No. 263.
Reappraisement at Blaine. House bill No. 25.
Survey of, at Aberdeen. House bill No. 175.
Replating, first-class. House bill No. 178.
Prior right of tide land owner to lease harbor area. House bill No. 467.

TORRENS SYSTEM—Torrens act commissioners. House bill No. 251.

TRESPASS—By hunters, amending Ballinger's Code, section 7140. Senate bill No. 142.

TRUSTS—To regulate. Senate bill No. 86.

UNITED STATES:

Given rights and released from damages if Lake Washington is lowered. Senate bill No. 27.

Ceding to United States jurisdiction over Rainer Park. Senate bill No. 231.

Given rights and released from damages on account Lake Washington canal. House bill No. 75.

Given jurisdiction over Rainer Park. House bill No. 446.

UNITED STATES SENATORS:

Election by popular vote. House bill No. 90.

Voting for, as instruction to Legislature. House bill No. 163.

UNIVERSITY:

Disposition of old site. Senate bill No. 56.

Science Hall, etc., for—\$125,000. House bill No. 20.

Special tax for. House bill No. 183.

- Powers of regents, amending Ballinger's Code. House bill No. 248.

Qualification of regents, amending Ballinger's Code, section 2472. House bill No. 169.

VEHICLES:

Width of tires. Senate bill No. 19.

Width of tires. House bill No. 93.

VERDICTS—To regulate Special. House bill No. 123.

WAGONS—(See VEHICLES).

WARRANTS—County warrants, issuance of, amending Ballinger's Code, section 394. House bill No. 310.

WEIGHTS AND MEASURES—Ballinger's Code relating to, amending. Senate bill No. 184.

WHITMAN MONUMENT—Grounds of. House bill No. 412.

WILD ANIMALS—(See BOUNTY).

WITNESSES—(See also NOTARIES)—Adverse party as. House bill No. 241.

WRECKMASTER—Appointment of, amending Ballinger's Code. House bill No. 218.

YAKIMA COUNTY—Artesian well for, \$10,000. House bill No. 103.

APPENDIX.

EXTRORDINARY SESSION

HELD

JUNE 11-12, 1901.

EXTRAORDINARY SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Tuesday, June 11, 1901.
12 o'clock, noon. }

Pursuant to proclamation of the Governor, the Senate of the State of Washington was called to order in extraordinary session at 12 o'clock noon, Tuesday, June 11, 1901, by Lieutenant Governor McBride.

T. P. Fisk, secretary of the regular session, called the roll; all members being present except Senators Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz, Reser, and Welty—11.

The following proclamation was read by the secretary:

OLYMPIA, WASH., June 8, 1901.

To the Members of the Legislature of the State of Washington:

WHEREAS, An extraordinary occasion exists requiring the assembling of the Legislature of the State of Washington:

NOW, THEREFORE, I, John R. Rogers, Governor of the State of Washington, by virtue of the authority vested in me by the constitution, do hereby convene the Legislature of the State of Washington in extraordinary session in the capitol at Olympia, on Tuesday the 11th day of June, A. D. 1901, at the hour of 12 o'clock meridian.

The purpose for which the Legislature is called together is that it may pass upon, confirm or amend the law relating to capital punishment.

In testimony whereof, I have hereunto set my hand and caused the seal of the state to be affixed hereto, at Olympia, this 8th day of June, A. D. 1901.

J. R. ROGERS, *Governor.*

Attest: SAM. H. NICHOLS, *Secretary of State.*

SENATE JOINT RESOLUTION NO. 1.

By Senator Preston:

Be it resolved by the Senate, the House of Representatives concurring: That the joint rules of the last session, except rule 10, be and are hereby adopted as the joint rules of this session.

Senator Megler nominated T. P. Fisk for secretary, who was elected by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Her-

man D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz, Reser, and Welty—11.

Senator Megler nominated Dudley Eshelman for assistant secretary, who was elected by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz, Reser, and Welty—23.

Senator Megler nominated A. U. Dennis for sergeant-at-arms, who was elected by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz, Reser, and Welty—11.

T. P. Fisk, Dudley Eshelman, and A. U. Dennis were sworn in as secretary, assistant secretary, and sergeant-at-arms, respectively.

On motion of Senator Megler, the president appointed Senators Megler Biggs and Smith a committee to notify the House that the Senate was organized and ready for business.

The following resolution, by Senator Davis, was adopted:

Be it resolved, That the Senate rules of the last session be and are hereby adopted as the rules of this session, eliminating therefrom the following, to-wit: Rules 10, 26, 28, 30, 31½, and all rules or parts of rules which were expressly limited in their terms to that session only, and amending the following thereof to-wit:

Amend rule 62 by adding thereto the following: "*Provided*, That no

rule shall be considered adopted upon any subject which is covered by any of the Senate rules above eliminated."

Amend rule 63 by striking therefrom the words "and on one day's notice of the motion therefor."

Amend rule 20 by striking therefrom the following: "The first and second readings may, by consent of a majority of the Senate, be on the same day."

President McBride appointed the same standing committees as of regular session.

A committee of the House consisting of Messrs. Merritt, Buck and Allen, reported that the House was organized and ready for business.

Senate joint resolution No. 2, by Senator Warburton was adopted:

Resolved by the Senate, the House concurring, That a committee of two from the Senate and three from the House be appointed to notify the Governor that the Legislature was organized and ready for any communication he desires to make.

President McBride appointed Senators Cornwell and L. C. Crow members of committee pursuant to Senate joint resolution No. 2.

Senator Biggs nominated Senator Megler as president pro tem., who was elected by the following vote: Yeas 23, nays 0, absent or not voting 11.

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz, Reser, and Welty—11.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 11, 1901.

MR. PRESIDENT:

The House has concurred in Senate joint resolutions Nos. 1 and 2, and the same are herewith transmitted; and the speaker has appointed Messrs. Falknor, Chalmers and Rosenhaupt as members of committee pursuant to Senate joint resolution No. 2.

E. D. COWEN, Chief Clerk.

On motion of Senator Hamilton, the Senate took a recess until 3 P. M.

President McBride called the Senate to order at 3 o'clock P. M.

The secretary called the roll; all members being present except Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz and Reser.

Committee of the House reported that the Governor was ready to deliver his message and invited the Senate to meet with the House in joint session.

On motion of Senator Megler, the Senate took a recess to meet with the House in joint session.

JOINT SESSION.

President McBride was called to preside over joint session.

Secretary of Senate called the roll of the Senate; all members being present except Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz and Reser.

Clerk of the House called the roll of the House; all members being present except Messrs. Anderson, Badger, Bishop, Brown C. G., Bush, Cameron, Chrisman, Corey, Durham, Easterday, Ehrlich, Goodwin, Gorham, Howell, Jerard, Johnson, Milam, Miles, Miller, Moore, Morgan, Puckett, Raymer and Thompson.

Governor John R. Rogers was introduced and delivered the following message:

SPECIAL MESSAGE OF GOVERNOR ROGERS TO THE LEGISLATURE.

Gentlemen of the Senate and House of Representatives:

A grave question has presented itself which has constrained me to call you together in extra session. This question is nothing less than the proper enforcement and execution of law. Statute law, it appears to me, should simulate, as far as possible, the divine law, or the law of nature. Punishment should follow the infraction of law, in extreme cases, as inflexibly and relentlessly as the coming of day and night. The only ground upon which we can properly stand in the infliction of penalties is the protection of society. And this is instinctively and perhaps unconsciously generally recognized. Where punishment does not follow the commission of heinous crime disrespect for law and its enforcement becomes universal and the people are prone to take the execution of law into their own hands. This is held to be anarchy, or the absence of law. Instances of this are familiar to us all. The only remedy is the prompt infliction by society, through its constituted authorities, of proper and condign punishment. The force of law consists in its penalties. It may be said with truth that without penalties laws have no proper existence. Capital punishment I believe to be necessary, in extreme cases, for the proper protection of society. Statistics, apparently

reliable, are quoted to show that in the United States the sentence of imprisonment for life means, in actual practice, only an incarceration for eight and a fraction years. New trials, technicalities, legal quibbles and pardons interfere to prevent the infliction of penalties necessary to the protection of society. In the case of a convicted murderer now awaiting execution, the criminal, starting from Victoria, told a number of people that he was going to Tacoma to take the life of a woman who had been his wife. He followed her into a crowded restaurant, where she was earning an honest living as cashier, and, spite of her screams and implorations for mercy, shot her to death. Able attorneys have thus far saved his life and it is hoped, I presume, to still further prolong his existence, by resort to further quibbles and technicalities. Having been incarcerated for some time the question is now raised whether he is not insane, and therefore not amenable to the law. If adjudged insane and confined in an asylum, when cured of his insanity, he would probably be liberated, when he might again become insane, commit other crimes and this process be continued indefinitely. Other murderers in this state are awaiting your action with mingled hope and fear. The situation as it presents itself to us, involves grave responsibilities. A mawkish sentimentality is abroad in the land. Its effects are seen in the non-enforcement of law and the consequent increase of crime. The people of the State of Washington look to you for such a deliverance as will assure them of whatever protection the law can afford. I am convinced that you have the will and the ability to completely satisfy their earnest hopes and expectation.

The constitution of this state provides:

Article III, section 7: The Governor may, on extraordinary occasions, convene the Legislature by proclamation, in which shall be stated the purposes for which the Legislature is convened.

Convinced that an extraordinary occasion, within the meaning of the constitution, exists, I have called you together. The supreme court was asked to take up the matters referred to and pass upon them. The law passed at the last session of the Legislature provided a different mode of procedure in the execution of criminals from that which had previously prevailed. The court was asked to state, practically, what the law now is, to what cases it applies and what the new law would be after the 13th instant when it went into effect. The court declined to do this. I was advised that there was a division of opinion among the justices of the supreme court regarding these matters, and a possibility existed that at some future time, a decision might be rendered which would have the effect to prevent the execution of men guilty of capital crimes. At least six and perhaps more of these cases are now before the courts. In the opinion of all qualified to judge the only remedy for this anomalous condition of affairs, was the immediate assembling of your honorable body that you might take immediate action in this emergency. The responsibility is now yours. I look with confidence to your action. But one feeling pervades the majority. You desire to uphold the majesty of the law and to justify the expectations of our communities.

The extraordinary occasion, on account of which you have been summoned, has been stated. The question has arisen whether, in the event of your assembling under this call, other business could be taken up and other legislation effected. Upon this question our best legal minds are divided; and while I do not wish to attempt to impose my opinions upon you, I may possibly be allowed to suggest that it will not be well to add further possible legal complications to those now existing. Once before, since the organization of this state, an extra session was called. At that time, although Governor Ferry gave it as his opinion that the Legislature was competent to take up other business than that embraced in the call, this was not done. The Legislature confined itself to matters embraced within the call. A precedent was thus established which, in my opinion, should not be departed from. The matter is, however, left to your superior judgment and consideration.

In conclusion, I hope that the deliberations of your honorable body may be characterized by entire harmony, and that the exalted position our state now holds in public estimation may be maintained with honor and that dignity sustained which hinges upon the prompt enforcement of law.

Respectfully submitted,

JOHN R. ROGERS, Governor.

On motion of Senator Hamilton, the joint session was dissolved.

President McBride called the Senate to order.

REPORT OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., June 11, 1901.

To the Senate:

We, your Committee on Judiciary, beg leave to submit the following report:

This Legislature at the last session enacted Senate bill No. 28, otherwise known as the Rands act. It was the intention of the Legislature that the provisions of that act should apply only to offenses committed after it should go into effect, leaving the sections thereby amended to apply to past offenses. It was not the legislative intent to repeal sections 6993 and 6995 of Ballinger's Annotated Statutes and Codes of Washington, or either of them, or any of the provisions of either of them, as to past offenses. It has, however, been asserted that the enactment of the Rands act will have the effect of repealing sections 6993 and 6995, thereby leaving no law in effect wherewith to deal with offenses heretofore committed, and thus proclaiming amnesty to those now in custody charged with the crime of murder in the first degree. Your committee does not believe that such a construction would obtain. Certainly it was not so intended. Nevertheless, in order to render any such untoward event impossible, and prevent any such question arising, we herewith submit for your consideration Senate bill No. 1, by the Senate

Judiciary Committee, expressly repealing said Rands act; and respectfully recommend its passage.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Herman D. Crow, Warner W. Tolman, E. M. Rands, Harold Preston, W. W. Wilshire, Geo. D. Schofield, Stanley Hallett.

Senate bill No. 1, by Judiciary Committee: An act repealing an act entitled "An act relating to the death warrant, the contents thereof, the return of the same, and fixing place of execution, and amending sections 6993 and 6995 of Ballinger's Annotated Codes and Statutes of Washington," approved March 8, 1901, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title, and the rules were further suspended, the bill was read the third time by sections and passed by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—24.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz, and Reser—10.

The emergency clause was passed by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshihe—24.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Land, Mantz, and Reser—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 2, by Appropriation Committee: An act making an appropriation for expenses of extraordinary session.

The bill was read the first time; and, on motion of Senator Hammer, the bill was read the second time by title, and referred to committee of the whole.

The senate resolved itself into a committee of the whole, with Senator Megler in the chair.

The bill was considered in the committee of the whole and reported back to the Senate with the recommendation that it do pass.

On motion of Senator Hammer, the report was adopted.

On motion of Senator Hammer, the reading in the committee was considered the third reading and the bill was placed on its final passage, and passed by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—24.

Absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Garber, Hall, Lands, Mantz, and Reser—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Rands, Senate bills Nos. 1 and 2 were ordered transmitted to the House to-morrow morning.

Senator Rands introduced the following resolution which was adopted.

Resolved, That Jerry Flowers be employed by this Senate to perform the duties of night-watchman and janitor combined at the daily compensation paid the night-watchman during the last session, said employment to continue during the session only.

The following communication was read from the Secretary of State, and on motion of Senator Hamilton, was made a special order of business at 11 o'clock A. M. Wednesday, June 12th.

STATE OF WASHINGTON,
OFFICE OF THE SECRETARY OF STATE.
OLYMPIA, June 11, 1901.

President of the Senate:

SIR—Pursuant to section 12, article III of the Constitution of the State of Washington, it devolves upon the Secretary of State to lay all bills that were passed at the last session of the Legislature, and which received the Governor's veto, before the Legislature at its next session. I have the honor to return herewith the following bills:

Senate bill No. 268, an act to amend section 6141 of Ballinger's Annotated Codes and Statutes of Washington, relating to the apportionment of administrators of the estates of deceased persons; also Senate bill No. 186, an act to amend sections 4 and 9 of chapter CXVIII, Session Laws of

1899, relating to public printing and binding, approved March 13, 1899; also Senate bill No. 229, an act to amend section 1657 of Ballinger's Annotated Codes and Statutes of Washington, relating to revenue and taxation:

Very respectfully.

Your obedient servant,

SAM H. NICHOLS, Secretary of State.

On motion of Senator Hamilton, at 4:45 P. M. the Senate adjourned until 10 A. M. Wednesday, June 12th.

SECOND DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASHINGTON, Wednesday, June 12, 1901.
10 o'clock A. M. }

President McBride called the Senate to order at 10 o'clock A. M., pursuant to adjournment.

The secretary called the roll; all members being present, except Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz, and Reser.

Senate joint resolution No. 3, by Senator Hamilton, relating to specific legislation, was, on motion of Senator Biggs, laid on the table:

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

We, your Committee on Salaries and Mileage, have had under consideration the mileage of the members of the Senate, and report as follows:

	<i>Mileage.</i>	<i>Amt.</i>
Biggs.....	340	\$34 00
Cornwell.....	725	72 50
Crow, Herman D.....	875	87 50
Crow, L. C.....	1,020	102 00
Clapp.....	240	24 00
Davis.....	66	6 60
Fisk.....	44	4 40
Garber.....	960	96 00
Hallett.....	875	87 50
Hamilton.....	66	6 60
Hammer.....	318	31 80

	<i>Mileage.</i>	<i>Amt.</i>
Hemrich	\$147	\$14 70
LeCrone.....	66	6 60
Megler.....	420	42 00
Moultray.....	360	36 00
Preston.....	147	14 70
Rands.....	280	28 00
Schofield.....	80	8 00
Sharp.....	320	32 00
Smith.....	216	21 60
Mantz.....	1,056	105 60
Stewart.....	86	8 60
Sumner.....	213	21 30
Tolman.....	875	87 50
Warburton.....	66	6 60
Wilshire.....	147	14 70
Welty.....	60	6 00

Respectfully submitted.

A. S. RUTH, Chairman.

We concur in this report: S. Warburton, O. T. Cornwell, E. M. Rands.

On motion of Senator Ruth, the report was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

We, your Committee on Judiciary, have had under consideration Senate bill No. 3, entitled "An act amending sections 4 and 15 of an act entitled 'An act providing for and regulating the selection of jurors,' " etc., and do respectfully recommend that the same do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Warren W. Tolman, Harold Preston, E. M. Rands, W. W. Wilshire, Geo. D. Schofield, Herman D. Crow.

INTRODUCTION OF BILLS.

Senate bill No. 3, by Judiciary Committee: An act amending sections 4 and 15 of an act entitled "An act providing for and regulating the selection of jurors in the superior courts of the state; and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office, declaring certain violations of this act to be contempt of court and providing for the punishment thereof as such; and repealing all laws and parts of laws in conflict therewith," approved March 16th, 1901, and declaring an emergency.

The bill was read the first time, and, on motion of Senator Preston the rules were suspended, the bill was read the second time by title, the rules were further suspended, the bill was read the third time by sections and passed by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Her-

man D., Crow L. C., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—25.

Absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz, and Reser—9.

The emergency clause passed by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—25.

Absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz, and Reser—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 1, relating to the death warrant, etc., with the following amendments:

Strike out the word "the" immediately before the word "same" in the title of the act.

Amend by striking out the word "one" after the word "Section" in line 1 of section 1, and insert in lieu thereof the figure "1."

Insert quotation marks after the word "Washington" in line 6 of original bill.

Amend by striking out the word "the" immediately before the word "same" in the third line of section 1 of the original bill.

Amend section 2 as follows: Strike out section 2 and insert in lieu thereof the following: "Sec. 2. For the purpose of preventing the act hereby repealed from ever becoming operative for any purpose, an emergency is hereby declared to exist and this act shall take effect immediately."

E. D. COWEN, Chief Clerk.

On motion of Senator Preston, the Senate concurred in House amendments to Senate bill No. 1 by the following vote:

Those voting yea were: Senators Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire—23.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Clapp, Hall, Land, Mantz, Reser, and Welty—11.

INTRODUCTION OF BILLS.

Senate bill No. 4, by Senator Rands: An act relating to the issuance of the death warrant, the contents thereof, the return of same, fixing the place of execution, providing for the safe custody of the condemned, defining the duties of the superintendent of the State Penitentiary, the sheriff and clerk in relation to said warrant, repealing all acts or parts of acts inconsistent herewith.

The bill was read the first time; and, on motion of Senator Rands, the rules were suspended, the bill was read the second time by title and referred to the Judiciary Committee.

REPORT OF JUDICIARY COMMITTEE.

We, your Committee on Judiciary, have had under consideration Senate bill No. 4, relating to the death warrant and executions, and report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, E. M. Rands, Warren W. Tolman, Herman D. Crow, Geo. F. Schofield, W. W. Wilshire, Stanley Hallett.

The rules were suspended and the bill was read the third time by sections, and was passed by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire—25,

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz, and Reser—9.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion of Senator Hamilton, House joint resolution No. 3 was taken from the table and adopted.

MESSAGE FROM THE HOUSE.

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 2, providing for legislative expenses.

E. D. COWEN, Chief Clerk.

On motion, the chairman of the Enrolling Committee was given authority to employ such clerical help as necessary to facilitate the business of the session.

The hour of 11 o'clock having arrived the president announced the special order of business, the vetoed bills, was now under consideration.

VETOED SENATE BILL NO. 186.

The bill and message were read in full, and the bill was passed over the Governor's veto by the following vote:

Those voting yea were: Senators Cornwell, Crow Herman D., Davis, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty, and Wilshire—19.

Those voting nay were were: Senators Biggs, Crow L. C., Garber, Hallett, and Tolman—5.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz, Preston, and Reser—10.

The following is the veto message:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, MARCH 18, 1901.

Senate bill No. 186 is hereby vetoed. It attempts to amend a law passed in 1899, not yet operative, which appears exceedingly well adapted to the end had in view, to-wit: That of decreasing the cost of public printing. Expenditure in this department of the public service has been heavy, and yet results thus far attained have not always met with approval.

That the law of 1899, if faithfully executed, will effect a great saving over methods previously followed, there appears no good reason to doubt. I hold that good public policy demands that a carefully framed law which promises good results should not be changed for light or frivolous reasons, least of all for political ones.

J. R. ROGERS, Governor.

VETOED SENATE BILL NO. 268.

The bill and message were read in full and the bill was passed over the Governor's veto by the following vote:

Those voting yea were: Senators Cornwell, Crow Herman D., Davis, Hamilton, Hammer, Hemrich, LeCrone, Megler, Preston, Ruth, Schofield, Sharp, Stewart, Sumner, Warburton, Welty, and Wilshire—17.

Those voting nay were: Senators Biggs, Crow L. C., Garber, Hallett, and Tolman—5.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz, Moultray, Rands, Reser, and Smith — 12.

The following is the veto message:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 19, 1901.

Hon. S. H. Nichols, Secretary of State:

SIR— I am unable to approve Senate bill No. 268, for the following reasons. The bill is transmitted to you simply that you may file it in your office.

1. The appointment of an administrator of the estate of a deceased person is essentially a judicial and not an administrative function. This power has always been vested in courts. The bill in question gives the Attorney General, and not the court, the selection of administrators, in cases where there are no heirs, and provides that the court must appoint the nominees of the Attorney General, if suitable and competent.

2. It deprives creditors of the universally recognized right of administration, in the absence of an application by the next of kin. Notwithstanding an estate may be only sufficient to pay the claims against it, so that the state has absolutely no interest in the administration, the Attorney General has the right to make application for the appointment of an administrator and deprive those who are beneficially interested in the estate from any control or management thereof. Universal experience has shown that estates are better administered by those interested in making the most possible out of them than by strangers who have no interest in them.

3. The act is retroactive; it provides that the Attorney General, in the case of estates where there are no heirs and where an administrator has already been appointed, may make application for the appointment of two additional administrators, and it is made the duty of the court to appoint such additional administrators, notwithstanding all the labor of closing up the estate has been performed by the administrator then in charge. This provision is especially vicious for the reason that it requires the court to appoint two administrators to act with the one already appointed, thus giving the new appointees complete control of the estate, by reason of the fact that they constitute a majority of the administrators. This measure would further have the effect of permitting the Attorney General, within a very short time before an estate is closed, and when the work of administration has already been performed by an administrator, to put in two new administrators, and compelling the administrator who had performed all the necessary services for the administration of the estate to divide his emoluments with the new appointees.

4. The policy of the law is against escheats. A private administrator would necessarily consider it his duty to make investigation for the purpose of ascertaining whether or not heirs existed. On the contrary the

Attorney General and his appointees would naturally be partisans of the state and not interested in making search.

5. The bill is entirely unnecessary. The Supreme Court has held that where the owner of land dies intestate, leaving no husband or wife or kindred, his lands escheat to the state, and the title vests immediately in the state on the death of the owner, without the aid or intervention of the probate court, so that in cases where real estate only is involved, this administration at the instance of the Attorney General would not only be entirely unnecessary, but would result in subjecting the estate to the expense of administration, thereby throwing the costs thereof directly upon the state. (Territory vs. Klee, 1 Wash. 183.)

6. The bill provides that wherever a creditor has been appointed administrator the Attorney General may, by petition, secure the appointment of two additional administrators, by simply representing that the state claims the estate of the intestate by escheat, and under the provisions of the act, even if there were heirs, their protests could not be listened to, and the court would be bound to act upon the petition of the Attorney General and appoint additional administrators.

It is certainly very unusual for the court to be compelled to appoint two administrators over the protests of heirs, and it should be taken into consideration that this latter provision of the act is absolute — that is to say, it requires the court to appoint the two additional administrators, even though there be heirs. The first part of the act, which provides for the appointment of creditors, etc., where there are no heirs, has no application to the latter provision.

In conformity with the above objections the bill is hereby disapproved.

JOHN R. ROGERS, Governor.

VETOED SENATE BILL NO. 229.

The message and the bill were read in full and the bill was passed over the veto by the following vote :

Those voting yea were : Senators Cornwell, Crow Herman D., Davis, Hamilton, Hammer, Hemrich, LeCrone, Moultray, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Welty, and Wilshire — 17.

Those voting nay were: Senators Biggs, Crow L. C., Garber, Hallett, Preston, Tolman, and Warburton — 7.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz, Megler, and Reser — 10.

The following is the veto message:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 20, 1901.

Hon. S. H. Nichols, Secretary of State:

SIR—I herewith transmit for the purpose of filing in your office Senate bill No. 229, which I am unable to approve.

The main object sought to be secured by this bill is the exemption from taxation of "ships, or vessels, registered in any custom house of the United States within this state, which ships or vessels are used exclusively in trade between this state and any of the islands, districts, territories, states or of the United States or foreign countries."

Sections 1 and 2 of Article 7, of the Constitution, under the title of "Revenue and Taxation," are as follows :

"SEC. 1. All property in the state, not exempt under the laws of the United States, or under this constitution, shall be taxed in proportion to its value, to be ascertained as provided by law. The legislature shall provide by law for an annual tax sufficient, with other sources of revenue, to defray the estimated ordinary expenses of the state for each fiscal year. And for the purpose of paying the state debt, if there be any, the legislature shall provide for levying a tax annually, sufficient to pay the annual interest and principal of such debt, within twenty years from the final passage of the law creating the debt."

"SEC. 2. The legislature shall provide by law a uniform and equal rate of assessment and taxation on all property in the state, according to its value in money, and shall prescribe such regulations by general law as shall secure a just valuation for taxation of all property, so that every person and corporation shall pay a tax in proportion to the value of his, her or its property: *Provided*, That a deduction of debts from credits may be authorized: *Provided, further*, That the property of the United States, and of the state, counties, school districts and other municipal corporations, and such other property as the legislature may by general laws provide, shall be exempt from taxation."

From a perusal of these provisions of the State Constitution I am irresistably impelled to the conclusion that the object sought to be attained is unconstitutional. And this view of the case is clearly upheld in learned and exhaustive decision of our Supreme Court in 17th Washington, page 111, to which attention is called.

For these reasons the bill is hereby disapproved and vetoed.

J. R. ROGERS, Governor.

STATE OF WASHINGTON, DEPARTMENT OF STATE,
OLYMPIA, June 12, 1901.

To the President of the Senate:

SIR—Pursuant to section 12, article 3, of the constitution of the State of Washington, it devolves upon the Secretary of State to lay all bills that were passed at the last session of the Legislature and which received the Governor's veto, before the Legislature at its next session. I have the honor to return herewith the following bill, section 2 of which received the Governor's veto, viz.: Senate bill No. 126, which said veto message is thereto attached. Being an act to amend sections 13, 14, 15 and 24 of an act entitled "An act to amend an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15th, 1897, by amending sections 3. 5. 21. 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof,

and by adding sections 97½, 119½, 119½, 119½, 120½, 120½, 120½ to said act, and declaring an emergency," approved March 15th, 1899, and declaring an emergency.

Very respectfully,

Your obedient servant,
SAM H. NICHOLS, Secretary of State.

VETOED SENATE BILL NO. 126.

The message, and section 2 which was vetoed, were read in full and the section passed over the Governor's veto by the following vote:

Those voting yea were: Senators Biggs, Cornwell, Crow Herman D., Davis, Hallett, Hamilton, Hammer, Hemrich, Le-Crone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, Welty and Wilshire—22.

Those voting nay were: Senators Crow L. C., Garber and Tolman—3.

Absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Clapp, Hall, Land, Mantz and Reser—9.

The following is the veto message:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 20, 1901.

Hon. S. H. Nichols, Secretary of State:

SIR—I herewith transmit to your office Senate bill No. 126, which is hereby approved, with the exception of section two (2), which is hereby vetoed.

The section vetoed takes from the county attorney the authority to collect certain taxes. This was an essential part of his duty at the time of his election. At the time of taking office this official's contract with the people was to fulfill the duties and bear the responsibilities as they were dominated in the compensation held out. This contract, as recorded and appearing in the general laws, and particularly the amendatory laws of the Legislature of 1899, specifically provides that it shall be the duty of the county attorney to enforce the collection by foreclosure of tax liens, the taxes when collected to be the property of the county. His acceptance of these duties puts him under contract and his office can be proceeded against in the event of his violation and to the full amount of the loss of any taxes occasioned by the failure to prosecute and collect, or for the collection and the failing to turn over. To impose upon him some other officer designated by subordinate officers, such as the county commissioners who will have the supervision of this particular work, but which fails to exempt the prosecuting attorney from the previous liability to do the same thing and which fails to take from him these responsibilities heretofore placed upon him, and which fails to make the particular attorney named therein subject to the prosecuting attor-

ney's control and supervision, practically creates a new responsibility, a new burden and a new obligation which he is powerless to avoid. He is prohibited from controlling and supervising, but compelled to bear the consequences thereof. Particularly is it to be noted that section 2 does not provide for a repeal of the law of 1899 upon the same subject, which vests the authority in the county attorney and practically gives the duty and the compensation to one person, allowing that person to take part of the duty and all the compensation, while it enforces upon the county attorney part of the duty and none of the compensation. Apparently here is a conflict which results in section 2 being invalid to a degree, and coupled with this is that other unquestionable ground, that the right of the office, its privileges, emoluments and honors are inseparably connected with all the compensation and provisions which that office may give during the term of its existence. The person accepting the same has an implied contract to benefit by any changes which conditions may necessitate to his profit equally as he contracts to suffer the burdens following the increase of duty and the multiplied responsibilities. To attempt to impose the latter upon him and to deprive him of the former, after the acceptance of office and during its term, and while the exact limitation of his position was stated at the time of his acceptance, violates two cardinal rules:

First: It takes from him the emoluments of the office without compensation and in violation of his contract.

Second: It impairs the obligation of the contract as made with him when he accepted the office. More than this, it appears to contravene the provision of the state constitution, as well as of the federal constitution, in impairing the obligation of contracts and disturbing the fixed rights of control which must ever attend the enforced bearing of public and official responsibilities.

For these reasons said section two is hereby disapproved and vetoed.

J. R. ROGERS, Governor.

MESSAGE FROM HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 3, relating to the selection of jurors, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

Senate joint resolution No. 4, by Senator Warburton:

Be it Resolved, By the Senate of the State of Washington, the House concurring: In order that a record may be made showing that Senate bill No. 1 passed both Senate and House prior to that of Senate bill No. 4, the President of the Senate and the Speaker of the House are requested to certify the hour and minute that he signed the same. The President of the Senate is requested to have the time of his signing to be entered in the minutes of the Senate, and the Speaker of the House is requested to cause a like record to be made in the minutes of the House.

On motion of Senator Warburton, the resolution was adopted.
Senate joint resolution No. 5, by Senator Rands:

Resolved, By the Senate, the House concurring, That the laws of this special session be printed in pamphlet form, bound in paper only, and that the journals of the respective houses be incorporated as a part of the journals of the regular session of the seventh Legislature of the State of Washington, as an appendix thereto.

On motion of Senator Rands, the resolution was adopted.

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

We, your Committee on Enrolled Bills, beg leave to report that Senate bill No. 1 has been correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

I concur in this report: L. C. Crow.

The above Senate bill No. 1 was signed by the President at 12 o'clock M., June 12th.

On motion of Senator Hamilton, the Senate took a recess until 2 o'clock P. M.

AFTERNOON SESSION.

President McBride called the Senate to order at 2 o'clock P. M.

The secretary called the roll; all members being present except Senators Andrews, Angle, Baker, Baumeister, Hall, Land, Mantz, and Reser.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The speaker of the house has signed Senate bill No. 1.

The House has adopted Senate joint resolution No. 4.

And the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

INTRODUCTION OF BILLS.

Senate bill No. 5, by Senator Preston: An act providing a general savings clause and saving provisions in case of the repeal or amendment of criminal or penal statutes, and declaring an emergency.

The bill was read the first time; and, on motion of Senator Preston, the rules were suspended, the bill was read the second time by title and referred to the Judiciary Committee.

REPORT OF JUDICIARY COMMITTEE.

MR. PRESIDENT:

We, your Committee on Judiciary, having had under consideration Senate bill No. 5, report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

S. WARBURTON, Chairman.

We concur in this report: Harold Preston, Geo. W. Schofield, Warren W. Tolman, Stanley Hallett, Herman D. Crow, W. W. Wilshire, E. M. Rands.

The rules were suspended, the bill was read the third time by sections, and was passed by the following vote:

Those voting yea were: Senators Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 25.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Garber, Hall, Land, Mantz, and Reser — 9.

The emergency clause passed by the following vote:

Those voting yea were: Senators Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, Welty, and Wilshire — 25.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Garber, Hall, Land, Mantz, and Reser — 9.

There being no objection the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed House bill No. 1, an act amending chapter 73 of the Session Laws of 1901, and declaring an emergency.

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

House bill No. 1, by Mr. Merritt: An act to amend chapter 73 of the Session Laws of 1901, the same being "An act to provide

for the collection, exhibition and maintenance of the products of the State of Washington at the Pan-American exhibition at Buffalo, New York, and making an appropriation therefor," and declaring an emergency.

The bill was read the first time; and, on motion of Senator Warburton, the rules were suspended, the bill was read the second time by title and referred to the Committee on Appropriations.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed vetoed House bill No. 82, "An act to provide for the selection and use of school text books and supplementary text books in the public schools of the State of Washington, for the prescribing of courses of study therein, and dividing the school districts of the state into classes, and repealing all laws and parts of laws inconsistent with the provisions of this act," notwithstanding the Governor's veto, by the following vote: Yeas 43, nays 17, absent or not voting 20.

And the same is transmitted herewith.

E. D. COWEN, Chief Clerk.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, June 12, 1901.

To the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the Governor has this day approved Senate bill No. 1, entitled "An act repealing an act entitled 'An act relating to the death warrant, the contents thereof, the return of same and fixing place of execution.'"

This act was approved by the Governor June 12, 1901, at 2:50 P. M.

Yours respectfully,

J. H. PELLETIER,
Governor's Private Secretary.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 4, with the following amendments:

Amend section 2 of the bill by striking from line 6 thereof the words "the sheriff shall."

Amend section 3 by adding thereto the following words "and between the date of receiving such condemned person and the date fixed in such warrant for his execution, such superintendent shall not suffer or permit any person to visit, converse, or communicate with such condemned person excepting the attendants in the state penitentiary, legal, spiritual

and medical advisors and the members of the immediate family of the condemned person, which visits and communications shall be under and subject to the rules and regulations of the state penitentiary."

Amend section 4 of bill by striking therefrom all words after the word "warrant" in line 5 thereof.

Amend section 6 of bill by inserting after the word "shall" in line 2 thereof the words "immediately execute such order and."

Amend title of the act by adding thereto the following words: "Excepting as to acts done and crimes committed prior to the taking effect of this act."

Amend section 10 by striking out the word "heretofore" in line 8 of said section and add after the last word in said section the words "prior to the taking effect of this act."

And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 5, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

On motion of Senator Rands the Senate concurred in House amendments to Senate bill No. 4 by the following vote:

Those voting yea were: Senators Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Welty—22.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Biggs, Garber, Hall, Land, Mantz, Reser, Schofield, and Wilshire—12.

VETOED HOUSE BILL No. 82.

The bill and message were read in full and the bill was passed over the Governor's veto by the following vote:

Those voting yea were: Senators Biggs, Clapp, Crow Herman D., Davis, Hamilton, Hammer, LeCrone, Megler, Moultray, Preston, Rands, Ruth, Schofield, Sharp, Smith, Stewart, Sumner, Warburton, and Wilshire—19,

Those voting nay were: Senators Crow L. C., Garber, Hallett, Hemrich, Tolman, and Welty—16.

Those absent or not voting were: Senators Andrews, Angle, Baker, Baumeister, Cornwell, Hall, Land, Mantz, and Reser—9.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has failed to pass section 2 of Senate bill No. 126, over the Governor's veto, by the following vote: Yeas 28, nays 27, absent or not voting 25.

The bill and veto message are transmitted herewith.

E. D. COWEN, Chief Clerk.

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 229, notwithstanding the Governor's veto, by the following vote: Yeas 42, nays 19, absent or not voting 19.

The bill and accompanying veto message are transmitted herewith.

E. D. COWEN, Chief Clerk.

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate bill No. 186, amending an act relating to public printing and binding, notwithstanding the Governor's veto, by the following vote: Yeas 47, nays 13, absent or not voting 20.

The bill and veto message are transmitted herewith.

E. D. COWEN, Chief Clerk.

The following bill was reported by the Committee on Claims and Auditing:

OLYMPIA, WASH., June 11, 1901.

STATE OF WASHINGTON, TO OLYMPIA LIGHT AND POWER CO., DR.

To wiring capitol for special session, \$5.00.

Approved.

LINCOLN DAVIS, Chairman.
STANLEY HALLETT.

On motion of Senator Preston, the bill was not allowed.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT:

We, your Committee on Appropriations, to whom was referred House bill No. 1, beg leave to report the same back to the Senate with the recommendation that it do pass.

Respectfully submitted.

E. HAMMER, Chairman.

We, concur in this report: Ed. S. Hamilton, J. P. Sharp, Herman D. Crow, J. G. Megler, D. E. Biggs.

MR. PRESIDENT:

We, your Committee on Enrolled Bills, respectfully report that we have compared Senate bills Nos. 2 and 3 with the original copies thereof and find the same correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

I concur in this report: L. C. Crow.

The president signed Senate bills Nos. 2 and 3.

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

We, your Committee on Enrolled Bills, report that we have carefully compared enrolled bill No. 5 with the original copy of the bill and find same correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

I concur in this report: L. C. Crow.

The president signed Senate bill No. 5.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has failed to pass Senate bill No. 268 over the Governor's veto, by the following vote: Yeas 25, nays 29, absent or not voting 26. And the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT.

The House has passed Senate joint resolution No. 5, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

THIRD READING OF BILLS.

House bill No. 1, by Mr. Merritt.

The rules were suspended, the bill was read the third time by sections and was passed by the following vote :

Those voting yea were : Senators Biggs, Clapp, Cornwell, Crow Herman D., Crow L. C., Davis, Garber, Hallett, Hamilton, Hammer, Hemrich, LeCrone, Megler, Moultray, Preston, Ruth, Schofield; Sharp, Smith, Stewart, Sumner, Tolman, Warburton, and Wilshire — 24.

Senator Welty voted nay.

Those absent or not voting were : Senators Andrews, Angle, Baker, Baumeister, Hall, Land, Mantz, Rands, and Reser — 9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 17, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bills Nos. 2, 3, and 5, and the same are herewith transmitted.

E. D. COWEN, Chief Clerk.

Senator Herman D. Crow introduced the following resolutions, which were adopted:

Resolved, That Mrs. Heath be allowed the sum of twenty dollars for her services as journal clerk.

Resolved, That Chief Secretary Fisk and Assistant Secretary Eshelman be each allowed five days' extra pay for indexing the journal of this special session and clearing up all work.

Resolved, That the compensation of Senate employees for the session be fixed at the same per diem as at the last session.

The President of the Senate signed a certificate of the passage of vetoed Senate bills Nos. 229 and 186.

MESSAGES FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The Speaker of the House has signed House bill No. 1, and the same is herewith transmitted.

E. D. COWEN, Chief Clerk.

The President signed House bill No. 1.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The speaker of the House has signed the certification of House bill No. 82.

Also, Senate bills Nos. 229 and 186.

E. D. COWEN, Chief Clerk.

The president signed the certificate of House bill No. 82, showing the passage of the bill over the Governor's veto.

On motion of Senator Preston, the president appointed Senators Preston, Schofield and Herman D. Crow a committee to notify the House that the Senate would be ready to adjourn *sine die* at 6 o'clock P. M.

A committee from the House announced that the House would be ready to adjourn *sine die* at 6 o'clock P. M.

The chairman of the Enrolling Committee reported the names of James Todd Cowles and Adelaide Burntrager as enrolling clerks and recommended that they each be allowed one day's pay.

The report was adopted.

Senate joint resolution No. 6, by Senator Warburton:

Be it Resolved, By the Senate of the State of Washington, the House concurring: That a committee of three be appointed, one by the president

of the Senate and two by the speaker of the House, to wait on the Governor of the State of Washington and to inform him that the extra session of the Legislature will be through its business by 6 o'clock P. M. this, the 12th day of June, 1901, and respectfully request him to be present and receipt for the bills that it has passed and ask him for any further communications he may desire to present.

On motion of Senator Warburton, the resolution was adopted.

The president appointed Senator Warburton as the Senate member of said committee.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The House has passed Senate joint resolution No. 6, and the speaker has appointed Messrs. Sims and Badger as members of the joint committee to wait upon the Governor. E. D. COWEN, Chief Clerk.

REPORT OF STANDING COMMITTEE.

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

We, your Committee on Enrolled Bills, report that we have compared enrolled Senate bill No. 4 with the original copy of the bill and find same correctly enrolled.

Respectfully submitted.

J. R. WELTY, Chairman.

I concur in this report: L. C. Crow.

The president signed Senate bill No. 4 at 4:45 o'clock P. M., June 12th, 1901.

The following resolution by Senator Warburton was adopted:

Be it resolved, By the Senate of the State of Washington: That the sergeant-at-arms and janitor be each allowed an extra day's pay, and that they turn over to the Secretary of the State all the property in the Senate chamber and take his receipt therefor.

MESSAGE FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., June 12, 1901.

MR. PRESIDENT:

The speaker of the House has signed Senate bill No. 4, and the same is transmitted herewith.

E. D. COWEN, Chief Clerk.

Senator Warburton announced that the committee had called upon the Governor and were informed by him that he had no further communications to present to this Legislature.

On motion of Senator Schofield, the Senate adjourned *sine die* at 6 o'clock P. M., June 12, 1901.