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SEVENTH SESSION

OF THE

LEGISLATURE

OF THE

STATE OF UTAH

1907.

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SALT LAKE CITY

MEMBERS

OF THE

UTAH STATE SENATE

1907.

First District—Peter Clegg, Tooele City, Tooele County.
Second District—Herschel Bullen, Jr., Logan, Cache County.
Third District—Wesley K. Walton, Woodruff, Rich County.
Fourth District—E. T. Hulaniski, Ogden, Weber County.
C. R. Hollingsworth, Ogden, Weber County.
Fifth District—Frederick Rasband, Park, Summit County.
Sixth District—Benner X. Smith, Salt Lake, Salt Lake County.
William N. Williams, Salt Lake, Salt Lake County.
Stephen H. Love, Salt Lake, Salt Lake County.
George N. Lawrence, Salt Lake, Salt Lake County.
Samuel C. Park, Salt Lake, Salt Lake County.
Seventh District—Henry Gardner, Spanish Fork, Utah County.
John Y. Smith, Lehi, Utah County.
Eighth District—Thomas C. Callister, Fillmore, Millard County.
Ninth District—John H. Seely, Mt. Pleasant, San Pete County.
Tenth District—Willis Johnson, Circleville, Piute County.
Eleventh District—Albert E. Miller, St. George, Washington County.
Twelfth District—Alonzo Brinkerhoff, Emery, Emery County.

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OFFICERS

OF THE

UTAH STATE SENATE

1907.

President—S. H. Love, Salt Lake County.

Secretary—R. S. Campbell, Salt Lake County.

Minute Clerk—Mrs. Dennis C. Eichnor, Salt Lake County.

Docket Clerk—Benj. Bachman, Utah County.

Enrolling and Engrossing Clerk—Joseph A. Smith, Cache County.

Chaplain—Rev. P. A. Simpkin, Salt Lake County.

Committee Clerks—Mrs. Alice R. Hamilton, Salt Lake County.
William Johnson, Piute County.
John R. Edgehill, Juab County.
Anton Nielsen, Emery County.

Mailing Clerk—William Asher, Utah County.

Sergeant-at-Arms—Miah Day, Millard County.

Assistant Sergeant-at-Arms—E. M. Allison, Sr., Weber County.

Stenographer—Phyllis Lynch, Salt Lake County.

Messengers—C. W. Perkins, San Pete County.
W. G. Rasband, Wasatch County.

Doorkeepers—Samuel Miles, Jr., Washington County.
T. S. Wadsworth, Morgan County.

Watchmen—Parley Bryan, Tooele County.
Clarence Ernest, Weber County.

STANDING COMMITTEES.

AGRICULTURE AND IRRIGATION.

Gardner, Chairman; Clegg, Walton, Callister, Brinkerhoff, Hulaniski.

APPORTIONMENT.

Callister, Chairman; Williams, Rasband, Bullen, Seely.

APPROPRIATIONS AND CLAIMS.

Williams, Chairman; Miller, Lawrence, Gardner, Callister, Walton, Hulansiki.

BANKS AND BANKING.

J. Y. Smith, Chairman; Park, Walton, Seely, Bullen.

CONTINGENT EXPENSE.

Johnson, Chairman; Rasband, Walton.

COUNTY AND MUNICIPAL CORPORATIONS.

B. X. Smith, Chairman; Hulaniski, Rasband, Clegg, Callister, Seely, J. Y. Smith.

EDUCATION.

Park, Chairman; Johnson, Walton, Callister, Lawrence, Bullen, Hollingsworth.

ELECTIONS.

Rasband, Chairman; J. Y. Smith, Miller, B. X. Smith, Brinkerhoff.

ENGROSSED AND ENROLLED BILLS.

Hollingsworth, Chairman; Miller, Callister.

FEDERAL RELATIONS.

Hulaniski, Chairman; J. Y. Smith, Park, B. X. Smith, Brinkerhoff.

FISH AND GAME.

Walton, Chairman; Hulaniski, Park, Bullen, J. Y. Smith, Clegg, Callister.

FORESTS AND FORESTRY.

Brinkerhoff, Chairman; Miller, Clegg, Gardner, Seely.

HIGHWAYS AND BRIDGES.

Seely, Chairman; Hulaniski, Brinkerhoff.

JUDICIARY.

Lawrence, Chairman; Hollingsworth, Hulaniski, B. X. Smith, Johnson, Gardner, Walton.

LABOR.

Gardner, Chairman; Miller, Brinkerhoff, Rasband, Williams.

LIVE STOCK.

Clegg, Chairman; Walton, Seely.

MANUFACTURES AND COMMERCE.

Williams, Chairman; J. Y. Smith, Johson, Callister, Rasband.

MILITARY AFFAIRS.

Park, Chairman; Williams, Hulaniski, Rasband, B. X. Smith.

MINES AND MINERALS.

Rasband, Chairman; Rasband, Chairman; Lawrence, B. X. Smith, Bullen, Gardner.

PRIVATE CORPORATIONS AND INSURANCE.

Bullen, Chairman; Gardner, Williams, Lawrence, Hollingsworth.

PUBLIC HEALTH.

Walton, Chairman; B. X. Smith, Johnson, Park, J. Y. Smith.

PUBLIC INSTITUTIONS.

Hollingsworth, Chairman; Brinkerhoff, Lawrence, Gardner, Bullen, Williams, Miller.

PUBLIC LANDS.

Walton, Chairman; Johnson, Seely, Rasband, Hulansiki, Clegg, Callister.

PUBLIC PRINTING.

Bullen, Chairman; Clegg, Gardner.

RAILROADS.

Johnson, Chairman; Lawrence, Seeley, B. X. Smith, Hollingsworth, Clegg, Park.

RULES.

Park, Chairman, Hollingsworth, Bullen.

SALARIES.

J. Y. Smith, Chairman; Bullen, Rasband, Brinkerhoff, Miller.

STATE AFFAIRS.

Callister, Chairman; Williams, Johnson, Seely, Park.

WAYS AND MEANS.

Miller, Chairman; Lawrence, Hollingsworth, Gardner, Williams.

SPECIAL COMMITTEE ON DEFICITS.

Lawrence, Chairman, Miller, Brinkerhoff.

RULES OF THE SENATE.

SEVENTH LEGISLATURE OF THE STATE OF UTAH.

As Adopted January 14th, 1907.

1. A majority of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day, or for less time than one day, and compel the attendance of obsent members.

2. The Senate shall keep a journal of its proceedings, which shall be published at the close of the session. At the request of five members the yeas and nays shall be taken on any question and entered on the Journal.

3. The Senate may punish its members for disorderly behavior, and with the concurrence of two-thirds of all the members elected expel a member for cause; and the reason for such expulsion shall be entered upon the journal, with the names of the members voting on the question.

4. The Senate, during its session, may punish by imprisonment any person, not a member, who shall be guilty of disrespect to the same, by any disorderly or contemptuous behavior in its presence; but such imprisonment shall not at any time exceed twenty-four hours, unless the persons shall persist in such disorderly or contemptuous behavior.

5. The doors of the Senate shall be kept open, except while in executive sessions.

6. The Senate shall not adjourn without the consent of the House of Representatives for more than three days nor to any other place than that in which the two houses shall be sitting.

7. The enacting clause of every law shall be: "Be it enacted by the Legislature of the State of Utah," and no bill or joint resulation shall be passed, except with the assent of a majorty of all the Senators elected. On the final passage of all bills the vote shall be by yeas and nays, upon each bill separately, and shall be entered upon the Journal; and no law shall be revised or amended by reference to its title only; but the act as revised, or section as amended, shall be re-enacted and published at length.

8. Except general appropriation bills, and bills for the codification and general revision of laws, no bill shall be passed containing more than one subject, which shall be clearly expressed in its title.

9. The President, in the presence of the Senate, shall sign all bills and joint resolutions passed by the Legislature, after their titles have been publicly read immediately before signing, and the fact of such signing shall be entered upon the Journal.

10. Every bill shall be read three times, but the first and second reading may be on the same day. On the final passage of a bill the President shall immediately put the question, "Shall the title of the bill be the title of the act?"

11. The President, or in his absence, the President pro tempore, or, in the absence of both, any Senator called to the chair by the Senate, shall take the chair every day precisely at the hour to which the Senate shall have adjourned; shall immediately call the members to order, and on the appearance of a quorum, shall cause the Journal of the preceding day to be read.

12. The presiding officer shall preserve decorum and order, and may speak to points of order, in preference to other members, rising from his seat for that pur-

pose, and shall decide questions of order, subject to an appeal to the Senate by any two members; on which appeal no member shall speak more than once, unless by leave of the Senate.

13. He shall rise to put a question, but may state it sitting.

14. Questions shall be put in the following form, viz.; "As many as are in favor of (as the case may be) say aye," and after the affirmative vote is expressed, "as many as are opposed say no." If the President doubt the result of the vote, or a division be called for the Senate shall divide; those in the affirmative shall first rise from their seats, and afterwards those in the negative.

15. The President shall have the general direction of the Senate Chamber; he shall have the right to name any member to perform the duties of the chair, and such substitute shall be vested with all the powers of the President during the time he shall act as such.

16. In case of any disturbance or disorderly conduct in the lobby or gallery, the President shall have power to order the same to be cleared.

17. The President shall assign to the officers and employees of the Senate their respective duties and stations.

DECORUM AND DEBATE.

18. When any member is about to speak or deliver any matter to the Senate, he shall rise from his seat and address himself to "Mr. President," and shall confine himself to the question under debate and avoid personalities.

19. When any member, in speaking (or otherwise) transgresses the rules of the Senate, the President shall, or any member may call him to order, in which case the member so called to order shall sit down, unless permitted to explain; and the Senate, if appealed to, shall decide on the case without debate. If the decision be in favor of the member called to order, he shall be at liberty

to proceed; if otherwise, and the case require it, he shall be liable to the censure of the Senate.

20. If any member be called to order for words spoken in debate, the person calling him to order shall repeat the words excepted to, and they shall be taken down by the Secretary; but no member shall be held to answer or be subject to the censure of the Senate for words spoken in debate, if any member has spoken in debate, or other business has intervened after the words spoken and before exceptions to them shall have been taken.

21. If two or more members rise at once, the President shall name the member who is first to speak.

22. No member shall speak more than twice to the same question, nor more than once until every member choosing to speak shall have spoken, without the consent of the Senate.

23. While the President is putting a question, or addressing the Senate, no member shall walk out of or across the room; nor in such case, or when a member is speaking, shall enter into private discourse, nor when a member is speaking, shall pass between him and the Chair.

24. Every member who shall be in the Senate when a question is put, shall give his vote, unless the Senate shall excuse him.

25. No member shall be permitted to vote on any question, unless within the bar before the vote is announced.

26. No motion shall be entertained and debated until the same shall be seconded.

27. When a motion is made and seconded, it shall be stated by the President, or being in writing, shall be handed to the Secretary, and read aloud before debate.

28. Every motion shall be reduced to writing, if the President or any member desires it.

29. When the yeas and nays shall be taken on any question, no member shall be permitted to vote or to change his vote after the decision is announced from the Chair, unless by the two-thirds' vote of Senators present voting.

30. After a motion is stated by the President, or read by the Secretary, it shall be deemed in the possession of the Senate, but may be withdrawn at any time by the unanimous consent of the Senate, before decision.

31. When a question is under debate no motion shall be received, but:

To fix the time to which to adjourn.
To adjourn.
To call the Senate.
To lay on the table.
To postpone indefinitely.
To postpone to a day certain.
To commit or to amend.

Which several motions shall have precedence in the order in which they stand arranged.

32. A motion for adjournment shall always be in order, except when the roll is being called, and be decided, as well as the motion to lay on the table, without debate.

33. No motion to postpone to a day certain or indefinitely or to commit being decided in the negative shall again be allowed on the same day at the same stage of the bill or proposition.

34. A motion to strike out the enacting clause of a bill shall have precedence of a motion to amend, and, if carried, shall be deemed equivalent to the bill's rejection.

35. When a blank is to be filled, and different sums or times are proposed, the question shall first be put on the largest sum and the longest time.

36. No person shall be permitted to smoke in the Senate Chamber, or to give any sign or approbation or disapprobation while the Senate is in session.

OFFICERS' DUTIES.

37. It shall be the duty of the Secretary to keep a journal in which he shall seasonably record the motions, resolutions, rules and decisions of the Senate, and to do

and perform all such other acts appertaining to his office as may be required of him by the Senate or its presiding officer.

38. It shall be the duty of the Sergeant-at-Arms to attend the Senate during its sittings, to execute the command of the Senate from time to time, together with all such process, issued by order of the Senate, or any committee thereof, which shall be signed by the President.

STANDING COMMITTEES.

39. The following standing committees shall be appointed by the President:

Agriculture and Irrigation, seven members.

Apportionment, five members.

Appropriations and Claims, seven members.

Banks and Banking, five members.

Contingent Expenses, three members.

Counties and Municipal Corporations, seven members.

Education, seven members.

Elections, five members.

Engrossed and Enrolled Bills, three members.

Federal Relations, five members.

Fish and Game, seven members.

Forests and Forestry, five members.

Highways and Bridges, three members.

Judiciary, seven members.

Labor, five members.

Live Stock, three members.

Manufactures and Commerce, five members.

Military Affairs, five members.

Mines and Minerals, five members.

Private Corporations and Insurance, five members.

Public Health, five members.

Public Institutions, seven members.

Public Lands, seven members.
Public Printing, three members.
Railroads, seven members.
Rules, three members.
Salaries, five members.
State Affairs, five members.
Ways and Means, five members.

40. The following named committees shall have leave to report at any time on the matters stated, viz.: Committee on Rules, on Rules, Joint Rules and Order of Business; Committee on Engrossed and Enrolled Bills, on Enrolled Bills.

41. It shall always be in order to call up for consideration the report of the Committee on Rules, and pending the consideration thereof the President may entertain one motion that the Senate adjourn, and after the result is announced, he shall not entertain any other dilatory motion until said report shall have been fully disposed of.

42. No committee except the Committee on Rules shall sit during the sitting of the Senate, without special leave.

PRACTICE.

43. All resolutions presented to the Senate shall lie one day on the table.

44. If the question in debate contains several points, any member may have the same divided; but on motion to strike out and insert, it shall not be in order to move for a division of the question; but the rejection of a motion to strike out and insert one proopsition shall not prevent a motion to strike out and insert a different proposition.

45. When a question has been once made and carried in the affirmative or negative, it shall be in order for a member of the majority to move for a reconsideration thereof; or give notice that he will make such motion within the time prescribed by the rules, for which time

he shall control the motion. No motion for reconsideration shall be in order, unless made within the next day of actual session of the Senate; Provided, That should the member giving notice of a motion to reconsider not make such a motion within the time prescribed by the rules, any other member voting with the majority may make such motion within the next succeeding legislative day. Such motion shall take precedence of all other questions except a motion to adjourn.

46. A bill may be referred to a committee without reading, but shall be read before being amended, and may be amended in every particular on second reading. A bill read once and referred shall be read a second time before being amended.

47. Amendments shall be in order at the third reading of a bill, resolution or motion requiring three readings, and it shall be at all times in order before the final passage of such bill, resolution or motion, to move its commitment or recommitment.

48. Two hundred copies of every bill, joint resolution and memorial shall be printed when ordered by the committee to whom referred, and all bills shall be printed before second reading.

49. When motions are made for reference of the same subject to a select committee, and to a standing committee, the question of reference to a standing committee shall be put first.

50. Any five Senators may make a call of the Senate and require absent Senators to be sent for, but a call of the Senate cannot be made after the voting has commenced and a call of the Senate being ordered, the doors shall be closed and the absentees noted, and no Senator permitted to leave the room without the consent of the President, until the report of the Sergeant-at-Arms be received and acted upon, or further proceedings in the call be suspended, or the Senate adjourn. Previous to the reception of such report, further proceedings in the call shall not be suspended, except by the vote of two-thirds of the Senators present.

Public Lands, seven members.
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51. No amendment, by way of rider, shall be received to any bill on its third reading.

52. The rules of parliamentary practice, comprised in Roberts' Rules of Order shall govern the Senate in all cases to which they are applicable and in which they are not inconsistent with the standing rules and orders of the Senate.

53. A motion to commit, until it is decided, shall preclude all amendments and debate on the main question, and a motion to postpone indefinitely or to a day certain, until it is decided, shall preclude all amendments on the main question.

54. Upon a motion to reconsider the vote on the final passage of any bill, a majority of all the members elected shall be required to reconsider the same.

55. If a bill shall fail to pass on account of not having received the constitutional majority, any Senator having voted in the negative shall have a right to move a reconsideration.

56. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

57. No rule of the Senate shall be altered, suspended or reconsidered, without the vote of two-thirds of the members present.

58. No person, except members of the House of Representatives and their officers, members and ex-members of Congress, heads of Executive Departments of this State, Chaplain, Judges of the United States Courts, and Supreme and District Judges of this State, former Governors and ex-members of the Legislature, chairmen of the various State Boards and Commissions, and the Mayor and members of the City Council of Salt Lake City, and general field and staff officers of the National Guard of Utah and officers of the United States Army, and reporters of the press, shall be admitted to the floor of the Senate unless by leave of the President, or on special invation of a member.

59. The Daily Order of Business shall be as follows:

1. Roll Call.
2. Prayer of the Chaplain.
3. Reading of the Journal.
4. Presentation of Petitions.
5. Reports of Standing Committees.
6. Reports from Select Commttees.
7. Presentation of Resolutions.
8. Introduction of Bills.

After the daily order of business shall have passed the following general order of business shall be observed:

1. Reading bills of the Senate the third time.
2. Reading bills of the Senate the second time.
3. Read bills of the Senate the first time.
4. Reading bills from the House of Representatives the third time.
5. Reading bills from the House of Representatives the second time.
6. Reading bills from the House of Representatives the first time.
7. Consideration of Resolutions.
8. Miscellaneous Business.

The item of unfinished business in which the Senate was engaged at the last preceding adjournment shall have the preference in the general order of business, and when the Senate shall have passed from one order to another no action shall be had upon the orders passed except by leave of the Senate, and to give this leave two-thirds of the Senators present must concur.

Messages from the House of Representatives may be received at any time except when the President is putting the question or the yeas and nays are being called, and upon motion, may be considered at any time.

60. The previous question shall not be entertained or be a rule of practice in the Senate.

EXECUTIVE COMMUNICATIONS AND NOMINATIONS.

61. Messages from the Governor and communications from State officers may be received at any time,

except when the President is putting the question and the yeas and nays are being called, and upon motion may be considered at any time. The consideration of nominations or other executive business shall take place with closed doors.

62. Nominations may be referred to a standing or select committee. On considering nominations the President shall put the following question: "Does the Senate advise and consent to the nomination just made?" While any nomination remains with the Senate, it shall be in order to reconsider any vote taken thereon.

HOUR OF MEETING.

63. Until otherwise ordered, the regular hour of meeting of the Senate shall be at 2 o'clock p. m. daily, Sundays excepted.

Journal of the Senate

SEVENTH SESSION

FIRST DAY.

SENATE CHAMBER.

JOINT CITY AND COUNTY BUILDING.

Salt Lake City, Utah, Jan. 14, 1907.

Pursuant to constitutional requirement, the holdover Senators and Senators-elect of the Seventh regular session of the Legislature of the State of Utah convened at 12 o'clock noon.

The Senate was called to order by Hon. Stephen H. Love, President of the Senate of the Sixth Session of the Legislature, who furnished the following as a certified list of the Senators-elect:

SENATORS.

First District—Peter Clegg, Tooele City, Tooele County,

Second District—Herschel Bullen, Jr., Logan, Cache County.

Third District—Wesley K. Walton, Woodruff, Rich County.

Fourth District—E. T. Hulaniski, Ogden, Weber County.
Charles R. Holingsworth, Ogden, Weber County.

Fifth District—Frederick Rasband, Park City, Summit County.

Sixth District—Benner X. Smith, Salt Lake City.
William N. Williams, Salt Lake City.
Stephen H. Love, Salt Lake City.
George N. Lawrence, Salt Lake City.
Samuel C. Park, Salt Lake City.

Seventh District—Henry Gardner, Spanish Fork, Utah County.
John Y. Smith, Lehi, Utah County.

Eighth District—Thomas C. Callister, Fillmore, Millard County.

Ninth District—John H. Seely, Mt. Pleasant, Sanpete County.

Tenth District—Willis Johnson, Circleville, Piute County.

Eleventh District—Albert E. Miller, St. George, Washington County.

Twelfth District—Alonzo Brinkerhoff, Emery, Emery County.

All members responded to roll call.

The oath of office was administered to all new members by Chief Justice McCarty of the Supreme Court of Utah.

Mr. Hollingsworth nominated Stephen H. Love for President of the Senate, which was seconded by Mr. Rasband.

On motion of Mr. Johnson, seconded by Mr. Callister, the rules were suspended and Mr. Love was elected President by acclamation.

President Love responded, thanking the membors for the honor conferred and the confidence thus reposed in him.

S. R. No. 1, by Mr. Walton, as follows:

Resolved, That the following named persons be the regular officers of the Seventh State Senate:

Secretary—R. S. Campbell, Salt Lake County.

Minute Clerk—Mrs. Dennis C. Eichnor, Salt Lake County.

Docket Clerk—Benjamin Bachman, Utah County.

Enrolling and Engrossing Clerk—Joseph A. Smith, Cache County.

Chaplain—Rev. P. A. Simpkin, Salt Lake County.

Committee Clerks—Mrs. Alice R. Hamilton, Salt Lake County; William Johnson, Piute County; John R. Edgehill, Juab County; Anton Nielson, Emery County.

Mailing Clerk—William Asher, Utah County.

Sergeant-at-Arms—Miah Day, Millard County.

Assistant Sergeant-at-Arms—E. M. Allison, Sr., Weber County.

Stenographer—Phyllis Lynch, Salt Lake County.

Messengers—C. W. Perkins, San Pete County; W. G. Rasband, Wasatch County.

Door Keepers—Samuel Miles, Jr., Washington County; T. S. Wadsworth, Morgan County.

Watchman—Parley Bryan, Tooele County; Clarence Ernest, Weber County.

Resolution adopted.

The oath of office was administered to all of the officers except T. S. Wadsworth, Parley Bryan, Joseph A. Smith and John R. Edgehill, by Chief Justice McCarty.

Invocation by Chaplain Rev. P. A. Simpkin.

Mr. Johnson moved that the Senate notify the House by Committee that the Senate is organized and prepared for business.

Carried.

The President appointed Senators Lawrence, Miller and John Y. Smith as such Committee.

Mr. Park moved that a committee of three on Rules be appointed and that pending the report of the Committee that the rules of the last Senate be adopted.

Carried.

The President appointed as such committee Senators Park, Hollingsworth and Bullen.

Mr. Walton moved that the seats now occupied and chosen by the respective Senators be retained as their permanent seats for this session.

Carried.

Mr. Walton moved that the President appoint a committee of three to act with a like committee of the House, to wait upon the Governor and inform him that the Senate is organized.

Carried.

The President appointed as such Committee Senators Walton, Hulaniski and Brinkerhoff.

COMMUNICATIONS.

House of Representatives,
Salt Lake City, Jan. 14, 1907.

Mr. President: I am directed to inform your Honorable Body that the House has this day effected a permanent organization with the following officers:

Speaker—Harry S. Joseph, Salt Lake County.
Chief Clerk—Alex. Buchanan, Jr., Salt Lake County.
Minute Clerk—Elijah D. Hawkins, Utah County.
Engrossing Clerk—Ellwood Orth, Weber County.
Docket Clerk—A. L. Toone, Weber County.
Sergeant-at-Arms—Wm. R. Thompson, Millard County.

Assistant Sergeant-at-Arms—Thos. C. Rowberry, Tooele County.

Watchman—Alex. Spence, Cache County.

Messengers—Wm. Archibald, Summit County, and Peter Mortensen, Sanpete County.

Chaplain—David Hess, Davis County.

Door Keepers—Thomas Calder, Rich County; Wm. L. Wight, Boxelder County.

Committee Clerks—June Pack, Uintah County; Sadie Cassidy, Utah County, and Florence Hull, Salt Lake County.

Janitor—Robert Houston, Salt Lake County.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

House of Representatives,
Salt Lake City, Jan. 14, 1907.

Mr. President: I am directed to inform your Honorable Body that the House has this day appointed a Committee consisting of Representatives Kuchler, Marks and Cottam to act with a like Committee from the Senate, to wait upon his Excellency, the Governor, and inform him of its organization.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

House of Representatives,
Salt Lake City, Jan. 14, 1907.

Mr. President: I am directed to inform your Honorable Body that the House is now in session and ready for business.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Committee heretofore appointed to wait on the Governor reported to the Senate that the Governor would meet with the Legislature in joint session at 2 p. m. tomorrow (Tuesday).

On motion of Mr. Williams the Senate adjourned until tomorrow at 1:30 p. m.

SECOND DAY.

SENATE CHAMBER,
Salt Lake City, Utah, January 15, 1907.

The Senate met at 1:30 p. m. pursuant to adjournment, President Love presiding.

Roll call, quorum present.

Senator Gardner was excused for the day.

Prayer by the Chaplain.

Minutes of the first day's session were read, corrected and approved.

Jos. A. Smith, T. S. Wadsworth and Parley Bryan were sworn in as Engrossing Clerk, Doorkeeper and Watchman, respectively, by the President.

INTRODUCTION OF BILLS.

S. B. No. 1, by Mr. Johnson, entitled "An act to provide for the regular and contingent expenses of the Seventh Session of the Legislature of the State of Utah."

On motion of Mr. Johnson, the bill was read the first and second times, and under a suspension of the rules, was read the third time and passed.

Ayes, 17; absent and not voting, 1.

Those voting in the affirmative were: Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Smith, Benner X., Smith, John Y., Williams, Walton, Mr. President.

Absent and not voting: Gardner.

The title of the bill was made the title of the act.

The President announced that the Senate would now proceed in a body to the House of Representatives to hear the Governor's message.

JOINT SESSION.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Utah,
January 15, 1907.

The Seventh Legislature of the State of Utah met in joint session at 2 p. m., President Love of the Senate presiding.

The Secretary of the Senate called the roll of the Senate; quorum present.

The Chief Clerk of the House called the roll of the House; quorum present.

Prayer by the Chaplain of the Senate, Rev. P. A. Simpkin.

Mr. Thompson moved that a committee of three be appointed to wait upon his Excellency, the Governor, and advise him that the joint assembly is now ready to listen to his message. Upon the motion carrying, the Chair appointed Representatives Thompson and Cottam and Senator Clegg to act as such committee.

At 2:10 the arrival of the Governor was announced. He was introduced to the joint asesmbly by President Love, and read his message as follows:

GOVERNOR'S MESSAGE.

Executive Office,
Salt Lake City, Utah, January 15, 1907.

To the Legislature of the State of Utah:

In accordance with custom and the requirement of the Constitution, I have the honor and pleasure of presenting to the Honorable Legislature of the State of Utah suggestions for the legislative labor of the Seventh Session. In passing, I wish to reiterate what I said at the opening of the Sixth Session of the Legislature, by way of congratulation on the prosperity of the State and the Nation. My words on that occasion need merely to be emphasized to fit the present one.

It is my sincere wish that our relations during the session just opening shall be pleasant and harmonious, and that the work done shall be with an eye single to the well-being of the State. To accomplish this result, it is necessary that the legislation effected shall be well digested, and adapted to the welfare of the State as a whole.

FINANCIAL.

The report of the State Auditor makes the gratifying showing of a steady increase in the assessed valuation of property in the State. During the past seven years the percentage of increase has been 68. This increase has been particularly noticeable in the past two years, owing to the general prosperity prevailing in all industrial fields.

But there has been rather more than a corresponding increase in the demands of the State during the same period, the needs of the various institutions being largely responsible for this. The total estimated revenues for the next two years are placed at $1,767,623.61, while the estimated needs of the State for the same period total $2,491,177.18, a difference of $723,553.57. From the following tabulation of these estimated expenses you may be able to judge where a pruning can best be made, to bring the expenses within the revenue without too seriously impairing the efficiency of the various departments:

Legislative Department	$ 40,820.00
Executive Department	20,100.00
Secretary of State	18,900.00
State Auditor	12,815.00
State Treasurer	5,275.00
Attorney General	11,000.00
Fish and Game Commissioner	13,860.00
Coal Mine Inspector	7,200.00
State Engineer	23,140.00
State Bank Examiner	3,600.00
Dairy and Food Commissioner	8,400.00
State Chemist	3,000.00
Judicial Department	218,500.00
University of Utah	426,554.30
Agricultural College	153,316.00
School for the Deaf and Dumb and the Blind	85,450.00

State Industrial School	124,000.00
Mental Hospital	136,995.00
Board of Corrections	102,800.00
Art Institute	2,000.00
National Guard of Utah	51,400.00
Bureau of Statistics	8,000.00
Board of Land Commissioners	43,200.00
Board of Pardons	350.00
Board of Equalization	12,000.00
Board of Health	19,340.00
Board of Horticulture	8,000.00
Deseret Agricultural and Manf'g. Society	555,000.00
State Board of Education	1,750.00
Board of Examiners	13,500.00
Board of Loan Commissioners	71,100.00
Board of Sheep Commissioners	6,000.00
State's proportion certain salaries	60,000.00
Half of bounties on wild animals	6,000.00
State bounties on wild animals	20,000.00
Bounties on grasshoppers	3,000.00
Expense of conveying convicts to State Prison	2,000.00
Expense members of State Boards	500.00
Half of cost of revising and preparing maps and plats	3,000.00
Redemption fund to take up bond issue of 1892	50,000.00
Of 1896	40,000.00
Total	$2,391,865.30

DEFICITS.

Outstanding bounty certificates	$ 30,000.00
State's portion of certain county salaries	3,000.00
Expenses of district attorneys	800.00
Half of cost of revising maps and plats	1,000.00
Deficits authorized by Board of Examiners—	
Contingent expenses, State Treasurer	500.00
Branch Normal, Cedar City	2,500.00
State Industrial School	27,641.88

Contingent expenses, State Bank Examiner	700.00
Agricultural College	26,288.00
University of Utah	2,000.00
Contingent Expenses, Secretary of State	500.00
Contingent Expenses, Coal Mine Inspector	250.00
Contingent Expenses, Attorney General	400.00
National Guard of Utah	3,732.00
Total Deficits	$ 99,311.88
Total appropriations asked	$2,491,177.18

These requests for appropriations are subject to slight changes, which will probably increase the general total.

I wish to call your attention, as I called the attention of the previous Legislature, to the deficits, totaling in this report, $99,311.88. I will not say that the creation of any one of these was not positively necessary. In fact, fire and storm and bounty frauds were responsible for most of them. But I say again with emphasis, as I said two years ago, that the aim of governing boards should be, so far as possible, to avoid exceeding the appropriation made for their institutions.

ITEMS IN AUDITOR'S REPORT.

The total bonded indebtedness of the State remains at the amount named in my previous message, namely, $900,000. To meet this, there has already been set aside the sum of $100,000, most of which is safely invested in interest-bearing securities. It will be necessary for you to set aside an additional $90,000 for this purpose.

I heartily concur in the suggestions of the Auditor regarding the duties of the sealer of weights and measures, the care and custody of State warrants, and the law governing the recording of marks and brands. Regarding redemption of lands, methods of controlling "uncollectible taxes," checking county records, etc., the report contains valuable suggestions.

Altogether, it is filled with valuable information, and should receive the careful and thoughtful attention not

only of State officials and members of the Legislature, but of all other citizens of the State.

STATE BOARD OF EQUALIZATION.

From the report and the recommendations of the Board of Equalization, it appears that certain changes in the tax laws of the State are necessary. Some of these suggestions are submitted herewith:

It seems advisable that the term of office of county assessors be increased to four years, in order to allow them to become more thoroughly acquainted with the duties of their offices. Also that salaries of assessors in counties from third to fifteenth class inclusive be increased. Express companies and electric light and power companies, like the telephone and telegraph companies, as a rule have property in two or more counties of the State. The law should be so amended as to place the power of assessing these companies in the hands of the State Board of Equalization. For the other recommendations of the Board as to changes in the laws, you are respectfully referred to the report.

Under the provisions of the Session Laws of Utah, 1901, Chapter 126, the Secretary of the State Board of Equalization is authorized to collect taxes from car companies in the State. But he is not required to give a bond for the faithful performance of this fiduciary trust. This defect in the law should be remedied; and I recommend that you amend it so as to require this official to give an ample bond to cover his responsibilities.

In view of the fact that the law giving the Board power to tax the net proceeds of mines has been declared unconstitutional, I ask that you consider the advisability of passing a resolution to submit to the people of the State an amendment to the Constitution giving the Legislature power to authorize the Board of Equalization to tax the net proceeds of mines. I would suggest that an appropriate committee be empowered to consider this matter.

In this connection, I would state that at my request the Secretary of the Board of Equalization prepared a statement of the increase in the total output of mines in the State since 1903, and of the increase in assessment of

net proceeds of mines during the same period. From this it appears that although the total assessment has increased fifty per cent., the increase in assessment of net proceeds is only a little over eight per cent. It is therefore apparent that county assessors have not placed as high valuation on these proceeds as seems to have been their duty. It seems imperative that this power of assessment shall be given to one central Board, which will thoroughly consider the rights of the State.

CARE OF PUBLIC FUNDS.

In my previous message to the Legislature, I called attention to the fact that custodians of public funds are in some instances not paid a salary commensurate with the responsibilities of their work; and a temptation necessarily arises to make profit out of the use of the funds entrusted to their care. I respectfully call your attention to the following provision of the Constitution of the State (Article XIII. Section 8):

"The making of profit out of public monies, or using the same for any purpose not authorized by law, by any public officer, shall be deemed a felony, and shall be punished as provided by law, but part of such punishment shall be disqualification to hold public office."

From this explicit provision of the Constitution (though some way is doubtless found to evade it), you can see how great danger is incurred by a public officer in attempting to eke out an insufficient salary by making profit from the use of public monies. In view of these conditions, I repeat and emphasize the recommendation made in my previous message, that laws be enacted making strict regulations regarding the use of public monies, and allowing to the custodians thereof sufficient compensation to render this manipulation of funds entirely unnecessary. I shall be pleased to confer with your committees on this important matter.

In this connection, I respectfully call your attention to the fact that under the present law the $82,000 collected (as per report of State Treasurer, Dec. 1, 1905), as interest on the reservoir fund, cannot be lent out. It lies idle in the hands of the State Treasurer. Yet with

this fund (now over $100,000) useless in its possession, the State last year was under the necessity of borrowing and paying interest on some $390,000.

This fact further emphasizes the recommendation made above that the laws be amended so as to allow all public monies to be lent on approved security, and the interest used for the benefit of the State or the subdivisions to which the funds belong.

TAX ON ENGINEER'S ESTIMATE.

Under the present law, when sidewalk or sewer extension and other improvements are projected, in cities of the first and second class, it is possible for the tax and the lien involved by it, to be based on the estimates furnished by the engineers. It appears that the law should be amended so as to make it possible for the money to be collected only when the contracts are let, or the actual cost determined. You are respectfully requested to give this subject consideration.

A STATE COMMISSIONER OF INSURANCE NEEDED.

According to the report of the Secretary of State, ex-officio insurance commissioner, there was in force in Utah at the close of the year 1905, insurance aggregating in round numbers, $116,000,000. This was divided into three general classes, as follows:

Accident and Casualty $16,000,000
Life (in legal reserve companies and one assessment company) 38,000,000
Fire 62,000,000

These totals do not include the large amount of insurance carried by citizens of Utah in the various fraternal societies.

These figures indicate that a very large insurance is carried in the State. Indeed, statistics show that the amount of insurance in Utah is larger, in proportion to its population, than in most of the states. This applies to both life and fire insurance.

In nearly all the other states, the work of supervising and examining the insurance companies doing business therein is placed in the hands of an insurance commissioner, appointed for that express purpose, and required to devote all his time to the work. In Utah, however, this work is required of a State official who has all he can do to perform the other labors attached to his office. It has been demonstrated, and is being emphasized every day, that the Secretary of State cannot possibly devote as much time to the supervision of insurance companies as the importance of the work demands. And it is out of the question for the State Bank Examiner to do it, as his time is fully occupied in the examination of the State Banks.

Yet there are particulars in which insurance companies should be carefully supervised, and examined as often as thought advisable, in order that the vast interests represented in the figures I have just quoted, may be safeguarded. Some of these particulars are: Solvency, equitable policy contracts, licensing of agents, unjust discrimination, prompt payment of losses, unwholesome restrictions and technicalities, rebating, misrepresentation of contracts, and many others. I am safe in saying that a loss of thousands of dollars is visited every year upon the citizens of the State, from the various items enumerated above. Strict examination and supervision would materially reduce this loss. Of course, it is impossible to avoid it altogether.

For the above reasons, I would strongly urge that you enact legislation providing for a department of insurance in the State of Utah. It should provide for the appointment of an insurance commissioner, whose duty it will be to give his entire time to the supervision of the companies doing business in the State, including, if your judgment coincides with mine, building and loan associations not regularly under the supervision of the bank examiner. He should be allowed a salary commensurate with the importance of his work, and should be chosen for his ability and fearless impartiality. I am confident that if your Honorable Body shall provide for such a department, the saving of expense and loss to the citizens of the State will more than counterbalance the expenses attaching to the office.

In this connection, I wish to recommend that certain changes be made in the existing insurance laws of the State. While I am not in favor of imposing vexatious restrictions in restraint of trade, I do favor the requirement that every company doing business in Utah shall prove its solvency and its ability to meet its claims. I also favor the imposing of strict regulations against rebating and unjust discrimination by life insurance companies between persons of the same age and expectancy of life.

I shall be pleased to confer with your committees on serving the interests of the people in this important matter.

REPEATED LICENSING OF AGENTS.

Under the present law, special reference being made to Section 206, Revised Statutes, 1898, it is possible for the agent of any corporation doing business in the State and in its various cities to be licensed, first by the State, then by any or all of the towns and cities in which he does business. This applies particularly to the agents of life, accident, and fire insurance companies, whose agents pay a State license, but are compelled to travel in prosecution of their business from city to city, each town or city having the right to exact a license for business done therein. In many cases these local licenses are very much higher than the State license.

I would recommend that the law be so amended as to give to the town or city the right to license agents of corporations only when it is established that they have not been licensed by the State. While I am desirous that the licensing power of the cities shall not be unduly curtailed, I do not favor this power being extended so as to form an insurmountable barrier to the extension of legitimate business.

EDUCATION.

Since Utah was admitted to statehood, its school property has trebled in value, and there has been a remarkable increase in the expenditure of money per capita for children of school age. This per capita is now over $21

per year. There are still a number of districts, however, where on account of small income from taxation, pupils are deprived of the educational advantages they are justly entitled to. This deficiency was overcome in part by the last Legislature allowing the State to render assistance to districts with income too small for efficient support; and a few districts took advantage of the offer of help. In this connection it is suggested by the Superintendent that it is not well to allow the primary schools to suffer, on account of too liberal support being given to the higher institutions.

Attention is called by the Superintendent to the fact that in some districts the funds which belong exclusively to teachers' salary account are diverted by the trustees to other channels. This practice is decreasing; but in his opinion it prevails enough to justify an amendment to the law providing that amounts so diverted shall be deducted from the next annual apportionment of State or County funds to the offending district.

At the recent election an amendment to the State Constitution was adopted, giving the Legislature power to pass laws allowing the use of State funds for local high schools. This is, in my opinion, a commendable action; but the power thus given to you should, I respectfully suggest, be used with great discretion and under the most carefully considered safeguards. Local high schools are most desirable. So far as they can be fostered without infringing on the three mill tax, or injuring the institutions dependent upon the State for support, they should be helped. It is gratifying that during the past two years several districts have erected high school buildings or taken other steps to build up this important part of the public school work. In addition to the moral influence these high schools will exert on the communities where they are established, they will have a great value as a furnishing a profitable outlet for their activities.

In the Superintendent's report attention is called to the wording of the amendment referred to, and suggestions are made as to the proper way for your honorable body to carry out its provisions. These items are referred to you for consideration.

The law passed by the last Legislature making the requirements of teachers somewhat higher than they were before, has resulted in greater competency. But it has made it difficult to secure teachers, especially for the districts where low salaries are paid and the school year is short. There is no denying the fact that the teachers' remuneration is low, considering the responsibility of their position and the requirements made of them. And yet the revenues of the State are such that it is difficult to determine where the line shall be drawn between the educational demands of the State and its income. To your wisdom this important question is referred, with the suggestion that the public schools form one of the most essential agencies for the industrial and moral improvement of the State.

Statistics show that tuberculosis is on the increase in the United States. Yet in India, where there are four hundred millions of people, poor and suffering from scarcity of good food and even of good water, the children are singularly free from this disease. This is said to be due to the fact that daily exercises in deep breathing are required of the pupils in the schools. Not only on account of tuberculosis, but from the general standpoint of hygiene, I recommend that the school law of Utah be so amended as to require this daily exercise both of pupils and of teachers.

Suggestions are made by the Superintendent of amendments to the present law along the lines of county teachers' institutes, choice and care of text books, time of taking school census, the mill tax plan of supporting educational institutions, and so forth. These questions are respectfully submitted to you.

UNIVERSITY OF UTAH.

The report of the Board of Regents of the University of Utah is submitted to you herewith. It contains data of great interest and importance to the citizens of the State, and especially to you who are entrusted with making appropriations to public institutions. The most important of these items are here indicated:

A large increase of students of college grade is noted, together with the gradual elimination of the preparatory work. There is a considerable net increase in attendance, and an urgent request for greater building facilities accompanies the reports of the heads of departments. In this connection there is submitted the draft of a bill providing for the erection of a main building, to cost not less than $250,000. This draft and the question of the advisability of the passage of the bill are respectfully submitted to you. The urgent request for enlarged facilities to rerelieve the present crowded condition should, it seems to me, be thoroughly considered by your honorable body.

As you are doubtless aware, the University as at present constituted consists of four distinct institutions, the School of Arts and Sciences, the State School of Mines, the State Normal School, and the Cedar City Branch Normal. The needs of all these institutions are segregated in the request for appropriations for the next biennum; and your close investigation of these items is respectfully suggested.

The needs of the University are tabulated in the report. For the institutions located at Salt Lake City, including maintenance, supplies, buildings, etc., a request is made for $377,554. For all the needs of the Branch Normal, $49,000. The total is $426,554. It should be understood that this amount is exclusive of expected income from the University land fund, entrance fees, and other sources. It represents the amount you are asked to appropriate from the State funds.

You are respectfully requested to give this matter close consideration, from the standpoint of the great merit of the cause for which the money is asked, and also from the standpoint of the needs of other State institutions, and the condition of the finances. The citizens of the State naturally have great pride in its educational institutions; and if sufficient income could be secured, we should all be glad to grant to the schools ample provision for their needs. But a careful consideration of the revenues of the State is required, in order that appropriations may be kept within the lines of enforced economy. It will be your province, in connection with this and other appro-

priations, to draw this line wherever your wisdom may dictate.

AGRICULTURAL COLLEGE.

This important institution shows a healthy growth during the past two years, notwithstanding the drawback occasioned by the destruction of the Mechanic Arts Building in September, 1905. A slight falling off in attendance was noticeable during that year, but it has been more than made up in the present school year. One of the deficits you will be asked to pass upon is that created with the consent of the Board of Examiners to reconstruct this building.

Your attention is called to the provision in the Adams Act, passed in 1906, requiring legislative assent to the purpose of the additional grants made therein. An Act will necessarily be passed during your session, conforming to the requirements of this Act of Congress, and satisfying the technical details thereof.

It is gratifying to note from the report of the Board of Trustees, that a greater development is being made each year in the technical courses for which the College was established. Agriculture, mechanic arts, and kindred subjects are attracting a rapidly increasing number of the young people who are privileged to attend the institution.

The Trustees present for your consideration reasons for the re-establishment of courses in engineering, as a part of the broad policy which has characterized the administration of the College in the past. Especial mention is made of irrigation engineering. This matter should receive careful consideration, as a measure was passed by the last Legislature, and approved by the Executive, eliminating these courses from the Agricultural College curriculum. A number of other suggestions are made in the report, and you are respectfully referred to the document for these.

The total amount of appropriation requested for the next two years is $153,316. This is exclusive of the $78,000 expected from other sources of income. It would seem that for the efficient management of the College, the

amount named is necessary. Yet the same clear judgment on your part is essential in determining the amount the State can afford to pay for the maintenance of this institution, as in the case of all other departments. You will observe that in this report, as in that of the Regents of the University, higher salaries for heads of departments and for the faculty in general are suggested.

SCHOOL FOR THE DEAF AND DUMB AND THE BLIND.

From the report of this institution, submitted herewith, it appears that the usual excellent work is being done in behalf of this afflicted portion of the community. Evidence of the benefits attending the work of this school is seen every day in the reports received from former students who are in positions of usefulness and honor in various parts of the United States.

There has been a falling off in number of students, during the past two years, on account of the establishment of a similar institution in Idaho, from which State a considerable number of students were sent to our school in the past. This has caused a reduction in revenue, without a corresponding decrease in expense. In fact, an increase of home pupils has been noticeable.

I am pleased to note that the oral method of teaching the deaf pupils has almost entirely supplanted the sign method. It is very much more satisfactory. Practical work keeps pace with the purely intellectual, and these young people are being well fitted for the battle of life. The school has received favorable mention and distinction wherever its exhibits have been placed; and one of the most gratifying evidences of the appreciation of its work is the fact that the National Convention of Instructors of the Deaf is to be held in Ogden in 1908.

The total amount asked for to support the school during the next two years is $85,750. Regarding the third item in the tabulated request of the Trustees, I wish to explain that the severe wind storm which visited Ogden and other portions of the State on October 21st, 1906, blew down the chimney of the boiler house. It is being erected again, and the estimated cost of it is $1,500. It will of

course be necessary for you to appropriate this amount, in addition to whatever funds you may set aside for the regular maintenance of the school.

SCHOOL FOR THE FEEBLE-MINDED AND FOR EPILEPTICS.

According to information furnished me by the State Superintendent of Public Instruction, the Superintendent of the School for the Deaf and Dumb and the Blind, the Medical Superintendent of the State Mental Hospital, and the State Board of Health, there are in Utah over one hundred children of school age who are mentally incompetent to the degree that they are unable to do the work of the public schools with equal ease and on an equal footing with the average child. At the same time, they are not sufficiently weak to warrant their commitment to the State Mental Hospital, though on account of the lack of a special institution, some have been committed there. These children are under a double handicap, not being so apt as others in solving the problems of life, and being deprived of the opportunity of attending school and mastering the branches of education and the trades which would fit them for life's battles. As yet our State has made no provision for this class of children.

I would strongly urge provision for these unfortunates, by the establishment of a school under such regulations as you, in your wisdom, may deem advisable, where they may be taught the common branches, and trained in such handiwork as will remove at least a portion of the disability under which nature has placed them. As to this school being connected with the public schools or other State institutions, or entirely separate from them, I should like to consult with you.

Epileptics could also be kept in this institution. It is said that in the country at large one person in every five hundred is an epileptic. I think this proportion does not hold good in Utah; but there are enough of them, in addition to the class here mentioned, to warrant the establishment of an institution where they can be specially taught and treated.

I am sure that your interest in all classes of the population of the State will prompt you to use your very best judgment in providing for this unfortunate, and at present neglected, class of people.

STATE INDUSTRIAL SCHOOL.

The attendance in this institution has increased some forty per cent in the past two years, and through this and other causes a deficit has been created for building and general maintenance. The severe wind which occurred in October, 1906, necessitated repairs for which a deficit was allowed. To make these up, the Board asks for a total of $26,674.92.

On account of increased attendance and expense, and the need of additional land, buildings, books, and general improvements, it is estimated by the Board that the amount required during the next two years will be greatly in excess of the sum used in the last two. The total amount asked for, excluding deficits, is $134,000 less land grant fund. The reasons for each of these appropriations are given in the report, and are respectfully submitted to you.

The report names certain improvements in the management of the school, effected in the past two years, as the installation of the printing plant, the publication of a school paper, the placing of responsibilities upon inmates, and others. These are most commendable. Suggestions are also made regarding needed amendments to the law, and your attention is respectfully called thereto.

In connection with the management of the school, I consider the time opportune to suggest in line with the recommendations, that provision be made for the removal of the girl inmates to a building to be provided, at such a distance from those occupied by the boys as to render communication between them impossible. At present the two sexes are separated, but they occupy buildings so near each other that perfect isolation is out of the question.

As to whether this separation would make an additional board of management necessary, your judgment must determine. In my opinion the object could be accomplished with the present board, and without material

increase of officers and employees. I shall be pleased to confer with your committees regarding this important matter.

JUVENILE COURTS.

As the Juvenile Court law passed by the last Legislature has a bearing on the work of the Industrial School, I consider it well to make a statement regarding its object and practical operation. The law is by no means perfect, and many amendments to it may be necessary. Those who administer the law have made and probably will make mistakes on account of the law being new. But on the whole I am convinced by a careful observation of the work of the juvenile courts that they are a power for good, and their influence in behalf of wayward youth may be almost unlimited.

While a number of young people have been committed to the Industrial School by these courts, a large number of boys who would sooner or later have found their way there have been turned from evil and placed under influences through the Morris School, probation, and other agencies, by which their inherent goodness and usefulness are being brought into prominence. Therefore I think that by means of gradual improvements in the law and increased experience in its practical administration, it will become one of the most important agents for reclaiming wayward children, and preventing many of them from becoming criminals.

STATE BOARD OF CORRECTIONS.

The administration of the State Prison during the past two years has been in every way satisfactory, and the institution is in good condition. There have been no attempts at jail-breaking, and only one serious insurrection has occurred. This was met promptly and efficiently, and yet humanely, by Warden Pratt, and the lesson taught by his thorough treatment of the case will not soon be forgotten by those concerned or by the other prisoners.

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The estimated needs of the State Prison for the next two years, including maintenance, gratuities, insurance, improvements, supplied, new cottages, and water supply, amount to $130,625, and I am strongly in favor of making these appropriations as tabulated in the report of the Board, submitted herewith.

In connection with securing and perpetuating an adequate water supply for the prison, I respectfully ask you to appoint immediately a special committee to examine into this matter. It is the most important question now affecting the management of the prison. A controversy has arisen with the city of Salt Lake with reference to certain water rights, and I think the time opportune for the appointment of a legislative committee to take up the matter with proper legal advice, and attempt to secure to the State its rights.

As would be expected, there has been a steady increase of convicts, and with the rapid enlargement of the affairs of the State, and the building up of large enterprises, it seems inevitable that some of the criminal element will come into the State, with the influx of desirable citizens. We can therefore look forward to a continued increase of prisoners. For this reason a new cell house is asked for. There are now 220 convicts in the prison, and only 238 cells. As the number of inmates has increased twenty per cent in the last biennial period, it is claimed that this additional room will be needed before the meeting of the next Legislature.

This and a number of other recommendations are made in the report, and are respectfully referred to you for your action.

STATE BOARD OF INSANITY.

This Board has in charge the State Mental Hospital. Its report shows an increase in the number of patients, the total at present under treatment being 353. The institution is in good condition, and the welfare of the patients is being carefully guarded. Strict economy has marked the administration of its affairs, and the finances of the Board are well in hand.

The appropriations asked for to support the Hospital during the next biennial period are segregated under maintenance, repairs and renewals, insurance, new bath building, alterations, etc., stokers and fire escapes, and repairing damage done by storm, and amount to $145,195. I approve all these requests for appropriations.

Under the heading "alterations" it is necessary to call your attention to the fact that there is a building known as "Cottage No. 4" which cost the State nearly $40,000, and has been occupied by the women patients as a convalescent ward. The west wing of this building was found not to be up to the proper standard of safety, on account of faulty construction. Accordingly, the patients were all taken out of the building some months ago, and it has not been used since then. An estimate was secured from an architect, of the approximate cost of two methods of strengthening the building. From the estimates and plans submitted, it appears that the more feasible one is to build two brick walls on the inside, making a hallway to be divided up into patients' rooms on the first floor, and strengthening the second floor and the roof. The estimated cost of the improvement is $1,700, which amount is included in the item here referred to. Until this alteration is made, or the building made safe in some way, it should not be used for patients.

Under the item, "New bath building for women," I wish to explain that the estimated expenditure of $9,000 is for a duplication of the building erected for men since the last Legislature. This building is needed as much as the former one. In this connection I would say that the sanitary condition of the women's lavatories, etc., is bad, and this proposed expenditure would remedy this evil. I urgently recommend that this appropriation be made.

PUBLIC HEALTH.

The report of the State Board of Health shows untiring efforts in behalf of the people. As a result of these labors the vital statistics of the State show a marked improvement over two years ago. There is a smaller percentage of deaths, and less prevalence of contagious and infectious diseases.

There are some particulars in which further improvement should be secured in the near future. One is the more careful supervision of the dairy industry, and the more rigid inspection of sources of meat supply. Greater zeal on the part of local health officers would be very desirable, and the best way to secure it seems to be the allowing of a reasonable remuneration for their work. The conditions of sanitation in the public schools need careful supervision. I am informed that measures for the correction of these defects will be proposed for your action.

In my previous message I called attention to the imperative necessity of providing a better water supply in towns and villages. I wish to emphasize this subject again, and to express my gratification at what has been done. Progress in this direction cannot be too rapid. A course of instruction for the schools is proposed, including sanitation, hygiene, disease prevention, etc. This is also worthy of your careful consideration.

The federal laws on meat inspection, patent medicines, pure food, and kindred subjects will serve as profitable models for your legislation, and it is most essential that State laws so vital to the health of the people shall be enacted. Regarding tuberculosis, which is becoming more prevalent all the time, the suggestion is made, and I approve of it, that provision be made for a place of detention for those afflicted with this disease. It seems to be the only method of preventing its spread.

I approve of any reasonable and effectual measure for preserving the health of the people, and I commend these matters to you for careful consideration.

LAW ON MARRIAGE.

Pending the adoption of uniform laws on marriage, I urge the amendment of the present law so as to prohibit the marriage of first cousins. This would be accomplished by the substitution of the word "fifth" for "fourth" in line 2, Section 4211, Revised Statutes, 1898.

STATE BOARD OF PHARMACY.

Since the previous report of this Board was made, it has conducted 68 examinations. Of the 43 persons who succeeded in these examinations, 30 were entered as registered pharmacists, and 13 as assistant pharmacists. The Board is in good condition, and is doing efficient and commendable work.

FISH AND GAME COMMISSIONER.

It is the opinion of experts on fish breeding that not enough attention is paid in Utah to the matter of fish hatcheries. There are enough streams and lakes in the State to furnish all the fresh water fish needed for our food supply, if they were properly stocked with fry, and if fish hatcheries were established at advantageous places. Among these can be named especially Utah Lake and Spring Lake, both in Utah County. The first of these is peculiarly adapted to the propagation of black bass; the second, of both black bass and trout. It has been recommended, and I approve the suggestion, that you authorize the establishment of fish hatcheries at the two places named, and elsewhere if deemed advisable.

In this connection, it has been said that Utah Lake, which produces fish to the value of only $10,000 per year, could, by being plentifully stocked with bass, be made to produce at least ten times that amount. In addition, the improved fishing would be an inducement for tourists and sportsmen from various places to come to Utah for that particular sport, and spend their money here. If that is the case, and I see no cause to doubt it, the establishment of fish hatcheries and the improving of Utah Lake and other bodies of water as places for fish propagation, even though the initial cost of these improvements were considerable, would be a matter of financial prudence. I would also recommend that an annual fee of at least one dollar be charged resident hunters and fishermen.

I am sure the fish and game commissioner will be pleased to co-operate with you in these important matters.

STATE COAL MINE INSPECTOR.

From the report of this officer, it appears that the laws enacted for the protection of underground miners are being more effectively administered each year. As a result not nearly so many casualties are reported as in previous like periods. This is gratifying, as too much cannot be done to secure the safety and welfare of those whose occupation is necessarily so hazardous.

For the greater safety of miners, the inspector recommends some changes in the law, and I heartily approve his suggestions. He states that in his opinion the law should prohibit the firing of powder in large mines in the day time. Also that the increase in the application of electricity for lighting, ventilating, and the operation of machinery, necessitates the passage of laws to prevent danger from high tension wires.

I also urge, in line with his recommendations, that the law be so amended as to apply to metalliferous mines, as well as to coal mines; and that it be made to include all coal mines, instead of exempting, as at present, mines employing fewer than six men. No doubt the inspector will be pleased to meet with your committees, and make a full statement of his recommendations, if it is thought advisable.

DAIRY AND FOOD COMMISSIONER.

Certain recommendations are made by this officer, and I respectfully refer them to you for consideration:

He asks for an increase in salary; for a larger appropriation for contingent expenses; for the appointment of a deputy commissioner; the appointment of inspectors, whose total compensation shall not exceed $1,000 per year; fixing penalties for allowing unsanitary conditions to exist in creameries; the charging of a registration fee of at least $5 annually for proprietors of all creameries; and of $10 per year for manufacturers of and dealers in concentrated commercial feeding stuffs.

A law governing the adulteration of certain articles was passed by the previous Legislature, and its operation

has been productive of considerable benefit. The present Congress during its long session also passed a law making inter-state regulations regarding pure foods. But on account of the fact that the law passed by Congress cannot operate effectively on articles retailed within the State, and our law leaves articles of inter-state commerce open to adulteration after they have reached the State, I think you should make enactments covering such articles, and protecting the people more fully against imposition.

I give here a partial list of articles in common use which must be pure when imported into the State in bulk, yet may be adulterated before being retailed. And there is indisputable evidence that such adulteration is being carried on, especially in cases which the present State law does not cover. I speak of maple syrup, olive oil, spices, extracts, jams, jellies, honey, baking powder, liquors, linseed oil, and doubtless other articles.

In the case of liquors, the present law seems to make no provision for prohibiting the mixing of inferior with better brands, and the concoction being sold under the name and at the price of the high-grade ingredient. This also holds true of many or all of the other articles. It will be well for you to give careful consideration to this law, and so amend it that no article of common consumption can be adulterated and foisted upon the public.

STATE FAIRS.

The Deseret Agricultural and Manufacturing Society is reported as being in excellent condition. The most successful State fair in the history of the Society was held in 1905, but owing to certain conditions, no fair was held in 1906. It is suggested that hereafter the fair be held biennially, and that the name of the Society be changed to "Utah State Fair Association." I approve these recommendations. A request is made for $20,000 to complete the main building, which has lain in an unfinished condition for more than two years. I think this appropriation should be made.

The other requests of the directors are respectfully referred to you for final action. One of these is for an appropriation of $500,000 for an Intermountain Fair in

1908. Certain other amounts are asked for, to be used in making improvements and providing for the running expenses of the Association. Your close attention is asked to these items.

STATE LAW LIBRARY.

According to the report of the State Librarian, there have been added to the State Law Library during the biennium just past nearly one thousand volumes, bringing the total of books up to 11,917. The value of this collection to the legal interests of the State is beyond computation.

SECRETARY OF STATE.

The report of the Secretary of State shows that in the 23 months covered by it fees collected in his office have materially increased over the preceding two years, amounting in all to $123,431.44. The estimated needs of the office for the next two years, exclusive of the Secretary's salary, total $12,900.

Recommendations are made by this officer, which are referred to elsewhere in this message, under such headings as "Insurance," "Medals for Indian War Veterans," "State Bank Examiner," "Revision of Statutes," etc. The information given by the Secretary is very valuable, and you will find it of great assistance in your work.

ATTORNEY GENERAL.

The report of the Attorney General shows a gratifying development in the legal interests of the State. Certain recommendations are made by him regarding amendments to the law, and these are referred to herein.

Under the present laws, not a large enough discretion is left with the Secretary of State to refuse to accept and file articles of incorporation and issue a permit for a concern to do business in the State, if it pays the filing fee. The Attorney General recommends that a greater discretion be given the Secretary, to refuse or delay filing the articles and the issuing of permits, pending investigation

as to the character of a corporation which he has reason to believe is unsound or of otherwise questionable character. I approve this suggestion, provided the action of the Secretary is subject to appeal to such body as you may designate as the proper one to exercise final power in the premises.

A constitutional amendment was submitted to the people by the Legislature, and adopted by their vote in November, 1900, regarding the initiative and referendum. No subsequent Legislature has acted on this question by virtue of the power conferred by the adoption of the amendment.

In the Utah statutes the word "polygamy" is used to designate a crime known in all other states under the title "bigamy." As some confusion has resulted from this difference in nomenclature, the suggestion is made, and I approve it, that the law be amended by substituting the word in common use in other states.

STATE BOARD OF SHEEP COMMISSIONERS.

From the report of this Board it appears that through their active and efficient labors the flocks of the State have been practically freed from scab and other infectious diseases. For this service the Board is entitled to the thanks of the State. In this work valuable assistance has been rendered by the General Government through the Bureau of Animal Industry. The greatest danger to Utah sheep at present seems to be from flocks of other States, some of which are seriously infected with scab. The Government is enforcing quarantine, however, and this, coupled with the vigilance of our own inspectors, will doubtless reduce this danger to a minimum.

The conditions in the wool and mutton market during the past two years have been excellent, and the sheepmen are correspondingly prosperous. There is a general tendency to improve the stock, both for wool and for mutton, in view of the fact that it will be practically impossible for an increased number of sheep to be sustained in the State.

The Board recommends the enactment of a State law making the quarantine of infected sheep outside the State

more effectual; and I am of opinion that this should be done. Suggestions as to the details of this proposed legislation are included in the report, which is submitted to you.

DISEASES OF ANIMALS.

Information has been received by me that certain diseases of animals are becoming prevalent in the State. This seems to be particularly the case with tuberculosis. And the unfortunate feature of it is that this disease takes a chronic instead of an acute form, and is therefore not discovered in some cases until many other animals have been exposed; and sometimes not until the infected animal has been slaughtered for food.

It goes without saying that it is urgently necessary to prevent, as far as possible, the spread of this and other contagious diseases among animals. It appears to me that there are two means of accomplishing this. One is the establishment of a strict system of quarantine; the other, the appointment of a state veterinary surgeon. I believe that the first of these provisions would be largely ineffectual without the other. But I am also convinced that under the direction of a skilled veterinary, the farmers and stock-raisers in different sections would, for their own protection, be willing to pay the expenses of local inspection and quarantine, leaving to the State the payment of only the salary of the veterinary .

In framing your legislation on this subject, it may be well for you to consult with the Agricultural Experiment Station, as the Director and his assistants have gathered considerable data along these lines. The State Board of Sheep Commissioners will also doubtless be able to assist you.

STATE BOARD OF DENTAL EXAMINERS.

Some difficulty has been experienced by the examiners of applicants for certificates in dentistry, in finding a way of testing their skill in practical work. The suggestion is made by the examiners that this difficulty be overcome by an Act permitting these applicants to do the practical work required by the examination, with the in-

mates of the State Prison, where no objection is raised by the prisoners. The suggestion is referred to you for your consideration.

STATE BOARD OF MEDICAL EXAMINERS.

The Board of Medical Examiners reports that it has issued during the past two years seventy certificates for the practice of medicine and surgery, and forty-six for obstetrical work. It is evident from the report that the gentlemen composing this Board are carefully safeguarding the interests of the people of the State.

IRRIGATION.

The State Engineer gives a summary of the work done in his department during the biennial period, and presents the plans and needs of the office for the next two years. In my previous message I called the attention of the Legislature to the urgent need of pushing the Weber River project through as soon as possible, for the purpose of applying the law and gaining a safe ground for its permanent operation. It has been the aim of the engineer to carry out this suggestion; but owing to unavoidable conditions the work has been slower than had been hoped. But there is no doubt that so far as the work has progressed, it has been safely within the provisions of the law, and not subject to the attacks that could be made on work done hastily and inconsiderately.

For the carrying out of the present plans of the State Engineer's office, appropriations aggregating $17,140, exclusive of the Engineer's salary, will be required. This does not include the incidental and additional work which will probably be called for. In order that the work on the Weber River system may be pushed forward and the law be fully tested by it, I strongly urge that the appropriations asked for be granted. For certain differences still exist between the State and the farmers interested in the waters of the Weber, and the clearing away of these differences awaits a full test of the law.

RESERVOIR FUND.

In line with my suggestions to the previous Legislature, the engineer recommends that the law governing the use of the reservoir fund be so amended as to permit it to be lent to associations giving proper security, and used by them for the purpose of building reservoirs, whether public or private. By this means this fund, which is now of considerable size, but has been practically useless, could be applied to the purpose for which it was intended. I therefore strongly support this recommendation.

For other interesting data and important recommendations, you are respectfully referred to the report itself.

IRRIGATION CONGRESS.

The result of Utah's participation in the recent Congress at Boise is a cause of pride to our citizens. The winning of the "Grand Sweepstakes" and other prizes for fruits and of some secondary prizes, is an indication of what we can do in the line of such displays. If so much can be done by private citizens without the financial aid of the State, splendid results can be obtained with the use of public funds. Therefore, as the next Irrigation Congress is to be held at Sacramento, California, this year, I would strongly urge an appropriation for Utah's participation.

Valuable practical results can be secured by taking part in such exhibits; and in order that our State's splendid reputation may be made still more secure, I favor adequate provision for this Congress.

THE UINTAH RESERVATION.

The opening of the Uintah Reservation, which occurred in 1905, has placed a heavy expense on Wasatch County, where the reservation lies. As the population of that county in its settled portions is only 5,000, and the assessed valuation of its property only two millions, the

added burden of making roads and bridges and taking care of indigent settlers is severely felt. It would seem just to these people for you to make an appropriation to assist them in these directions, pending the formation of a separate county, or the ability of the new settlers to take care of themselves.

In this connection, permit me to suggest that the law should be so amended as to allow the State to assist officers and detectives in this and other extended counties in apprehending and punishing persons who sell liquor to Indians.

RECEIPTS FROM FOREST RESERVES.

I am pleased to be able to inform you that a communication was received from the Secretary of Agriculture in July, 1906, stating that the Agricultural Appropriation Act for 1907, approved June 30, 1906, contains the following provision:

"That ten per centum of all money received from each forest reserve during any fiscal year, including the year ending June 30, 1906, shall be paid at the end thereof by the Secretary of the Treasury to the State or Territory in which said reserve is situated, to be expended as the State or Territorial Legislature may prescribe for the benefit of the public schools and public roads of the county or counties in which the forest reserve is situated; Provided, That when any forest reserve is in more than one State or Territory or County the distributive share to each from the proceeds of said reserve shall be proportional to its area therein; And provided further, That there shall not be paid to any State or Territory for any County an amount equal to more than forty per centum of the total income of such county from all other sources."

The same communication contains the information that the approximate income from the various forest reserves in Utah for the fiscal year ending June 30, 1906, was $97,868.68. Utah's share of this would be $9,786.86. Doubtless there will be at least an equal income from this source for the coming two years, to be provided for by this session. It is necessary that you shall effect such legislation as will secure the application of these funds

to the purposes for which the Congress intends them to be used.

NATIONAL GUARD OF UTAH.

The report of the Adjutant General of the National Guard submitted two years ago, showed a large decrease in the membership of this organization. I am pleased to state that the report of this officer for the two years just past shows an increase of thirty per cent during that period. The total enrollment at present is 437, as compared with 336 at the end of 1904.

During this period two encampments have been held, one at Manti, Utah, and the other near Fort Russell, Wyoming. The latter, held in August, 1906, was by far the most successful and largely attended in the history of the Guard. The attendance at this encampment was more than fifty per cent in excess of the attendance at the 1905 encampment; and about sixty per cent over 1904; twenty-seven per cent over 1903; thirty-eight per cent over 1902; and twenty-seven per cent over 1901. A most valuable feature of the 1906 encampment was the active participation of the Guard, for the first time in its history, with the regular army. The lessons learned from this contact are invaluable. From the fact that the government paid $14,000 of the total cost of this encampment ($21,000) and the further fact that the appropriation bill of this session carries a million dollars to pay the expenses of future participation of the militia of the various states, it is evidently the intention of the general government to make the National Guard as nearly equal in efficiency to the regular troops as possible.

The National Guard of Utah will necessarily come into comparison with the militia of the other States at future encampments, and it is desirable that as good a showing as possible shall be made. I therefore make the following suggestions: That the salary of the Adjutant General be made at least $1,800 per annum, in order that a man thoroughly competent in military and business matters may be secured who will give all the time necessary to the work. The salary of the Assistant Adjutant General should, in my opinion, be fixed at $900 a year, and

he should have the rank of Colonel. The appropriation for the band should be $600 per annum.

A rifle range should be fitted up by the State for the exclusive use of the Guard. The officers at Fort Douglas have kindly allowed the use of the Government range, with certain time limitations; but this is not considered sufficient. Wherever possible, armories should be built, to stop the payment of rental. This applies particularly to Salt Lake City. Provision should be made to have a picked team to represent the State at the annual national shoot at Seagirt. In this connection the recommendations of the Military Secretary, appended to the Adjutant General's report, are respectfully called to your attention. The first battery should be reorganized, and as far as possible, men of experience in military affairs, and especially the Philippine veterans, be drawn into this arm of the service. A law should be enacted requiring officers who have charge of Government property to give a bond for its safe keeping; and those to whom the property is issued should indemnify the officers issuing it.

Your attention is called to the fact that the law passed by the last Legislature inadvertently omits mention of the Commissary General on the Governor's staff. This should be remedied. There are a number of other items, not in the Adjutant General's report, that I should be glad to consult with you about.

The appropriations asked for to meet the expenses of the Guard during the next two years are tabulated in the report, and make a total of $51,400, without providing for increase of salaries. It seems impossible that the organization can do well on a smaller appropriation. I therefore recommend that all the items be allowed, if the State funds will warrant.

HORTICULTURE.

The report of the State Board of Horticulture shows good work, especially along the lines of preventing and removing diseased conditions among the orchards of the State. Improved methods of spraying, sanitation, quarantine, etc., are being adopted. There is also a greater desire on the part of orchardists to emphasize the com-

mercial side of fruit-growing, and to enlarge the foreign market for Utah fruit by improving its quality and adopting better methods of handling and shipping.

If the efforts of the orchardists and of the State Board on these commendable lines can be aided by friendly legislation, it should be done. You are respectfully requested to confer with the members of the Board regarding these matters, and the entire report is commended to your careful consideration.

STATE BUREAU OF STATISTICS.

The report of this Bureau shows the usual careful and conscientious work, and contains information of great interest to citizens of the State. No recommendations are made as to legislation.

STATE BOARD OF PARDONS.

During the two years 1905 and 1906 there were granted by this board 26 pardons, 13 paroles, and ten commutations of sentence. In nearly every case the leniency extended has been appreciated by the prisoners, and in only a few isolated cases have paroles been violated or criminal courses resumed.

STATE BANK EXAMINER.

From the report of the State Bank Examiner it appears that his work has increased practically one hundred per cent in the past two years. Under the present law it is his duty to examine not only the corporate state banks, but building societies, loan and trust companies, and life and fire insurance companies. From the fact that the number of banks in the State has increased with such rapidity, and the indication that this increase will be fully as rapid in the future, I would recommend that the duties of the Bank Examiner be limited to the examination of banks; that the other institutions named be placed under the supervision of some other officer; and that the contingent fund of the Examiner be so adjusted as to render it possible for him to visit all the banks of the State as often as necessary, without asking the Board of Examin-

ers for a deficit. Considering that his duties now occupy all his time, I strongly urge that the salary attached to the office be increased and made commensurate with the labor and responsibility.

PRIVATE BANKS.

I wish again to emphasize the advisability of enacting a law to protect depositors in private banks. If the owners of banks not incorporated under the laws of the State desire to have them exempt from examination, I believe that in all such cases the depositors should know the facts. I would therefore suggest that if a law is not passed requiring all private banks to submit to regular examination, they be at least required to display at the receiving teller's window the information that they are not subject to examination.

STATE BOARD EXAMINERS OF BARBERS.

The report of this Board shows that efficient work has been done in the way of enforcing sanitary regulations in barber shops over which the State law has jurisdiction. But from this report and from other sources of information, I am convinced that persons afflicted with syphilis, consumption, eczema, impetigo, and other infectious and contagious diseases are being served in our barber shops, to the great danger of the public. I recommend that the present barber law be amended so as to make it an offense punishable by fine or imprisonment or both for a person knowing himself to be afflicted with any disease likely to be disseminated from a barber shop, to apply for service in any shop in the State. For the proper enforcement of such an enactment I would respectfully suggest that each shop be required to display in a conspicuous place a placard stating that no person afflicted with any of the diseases specified in the Act will be served; and that if such person asks for service and receives it, it shall be at his own risk, if the barber is not advised of his condition. It would seem advisable also that the law shall provide for the punishment of the proprietor or foreman of any shop where such a person is knowingly served.

It is suggested that you amend the law so as to make it operative throughout the State, and applicable to all barbers.

LEWIS AND CLARK CENTENNIAL EXPOSITION.

The final report of the Utah commissioners of the Lewis and Clark Centennial Exposition has been presented. It is a cause of congratulation that Utah was so well represented at this Exposition, and received so favorable recognition. In the educational and mining departments Utah won easily over all other exhibitors, and in the other departments favorable comparison was made with all the states that entered. A State building was erected, in which the exhibits were advantageously placed, and a welcome extended to all visitors, and entertainment was provided for guests from Utah. Utah Day was appropriately celebrated, and some of the cities of the State had their particular days.

All the exhibits were arranged with the purpose of representing in a typical, not an exaggerated, way the resources and products of the State. As in the case of the Louisiana Purchase Exposition, the concentrating mill connected with the mining exhibit attracted much attention. The educational exhibit was enthusiastically commented on by visitors from all places. In agriculture and horticulture the State made a splendid display, which received many encomiums.

A detailed statement of the work done by the Commission, and of the various awards made to the State, is contained in the report of the Commissioners, which will be printed and furnished you. It gives me pleasure to be able to report that not all of the funds appropriated for the work of the Commission were used. $2,500 of the amount appropriated was not drawn, and $189.12 was covered into the State treasury, making a total of $2,689.12 not used. The economy and care exercised by the manager, the secretary, the directors of the various exhibits, and all others concerned, are worthy of especial commendation, and entitle these ladies and gentlemen to the thanks of the citizens of the State.

THE JAMESTOWN CELEBRATION.

An exposition and celebration in honor of the three hundredth anniversary of the settlement of America will be held near Norfolk, Virginia, from May to November, 1907. Utah has been invited to participate in this celebration, with an exhibit and in other ways; and the National Guard of Utah has received an invitation to take part in an international naval, marine, and military celebration to be held in the vicinity of Jamestown, from May 13th to November 1st. I am informed that space for an exhibit will be provided free of charge in the "States Exhibit Building" in case Utah should desire to place one. It is understood that if the Guard participates in the review, it will be necessary for the State to pay all the expenses, and also those of the exhibit, with the exception of space in the building.

I desire you to use your best judgment in determining whether or not Utah shall take part in this celebration. In view of the great historical importance of the event, it would doubtless be very desirable for Utah to participate, if the way seems clear to meet the necessary expenses.

ALASKA-YUKON-PACIFIC EXPOSITION.

At Seattle, Washington, from June 6th to November 30th, 1909, the Alaska-Yukon-Pacific Exposition will be held. Major T. S. Clarkson, representing this exposition, called on me in September, 1906, and extended a formal invitation to the State of Utah to participate. A letter was also written by the Director of Exploitation, asking me to appoint a provisional commission to examine into the merits of the exposition, and consider the advisability of Utah taking part in it. The matter is respectfully referred to your honorable body for determination. Such information as you may need as to the aims and purposes of the exposition I shall be glad to furnish, so far as I may be able.

STATE LANDS.

The State Board of Land Commissioners reports satisfactory conditions, and consistent care in conserving the

valuable lands of the State. Special attention is here called to some items in the Board's report:

The artesian well attempted in Millard County was never completed. The land where it was being driven has been sold for $8,000. This amount will yield the appraised value of the land, together with all the money expended upon the experimental well.

On account of increased land values, the present Board raised the price of selected lands from $1.50 to $2.50 per acre, and school and State lands in proportion. Upon lands that have been and will be sold, following this increase in price, the revenues of the State will probably be increased upwards of half a million dollars, by reason of this action.

In accordance with authority granted by the preceding Legislature, the reservoir fund is about to be used under proper restrictions for the construction of reservoirs. Some locations of reservoir sites have been made, preliminary surveys effected, and other preparatory work done. Detailed mention is made of the work in this report, as also in that of the State Engineer.

You are doubtless familiar with the action taken by the Government to regain possession of certain lands known or supposed to contain coal. The outcome of this action will be awaited with interest. In line with this, I would respectfully recommend that no lands belonging to the State, which are thought to be coal-bearing, be sold. The little land of this character that we have remaining should be held for lease, under such regulations as you think wise. The report of the Board amplifies these matters, and contains information of great value.

RECLAMATION SERVICE.

Excellent progress is being made by the Government engineers on the Strawberry project. When completed, this first great reclamation project attempted by this department in Utah will bring under irrigation some fifty thousand acres of land in Utah County, and will incidentally prove beneficial to Salt Lake County. We are safe in supposing that upon the successful completion of this

project, other work of this kind will be done in Utah, to the great benefit of the State.

ARID EXPERIMENTAL FARMS.

As a direct result of the operation of arid experimental farms and the success attending dry farming in various portions of the State, a strong movement has set in for the improvement of arid lands. Thousands of acres have been secured by stock companies and private individuals, and we may look for a great increase in the wealth of the State from this source. The organization of the Trans-Missouri Dry Farming Congress, which holds its first annual convention this month in Denver, will give still greater impetus to the movement.

Incidentally I would suggest that a strong effort be made to secure the next meeting of this Congress for Utah. There is no more important subject affecting our State than the establishment of arid farms.

SALARIES OF JUDGES.

The Legislature in its 1903 session enacted a law fixing the salaries of justices of the supreme court at $5,000 per annum, and of judges of the district courts at $4,000 per annum. It was the intention of the Legislature that the fixing of these salaries in the sums named should do away with the payment by the State of the mileage of the judges. The law referred to expressly states that no mileage shall be paid to judges. But, apparently through an oversight, the old law was not repealed. I therefore respectfully suggest that you repeal Section 2051, Revised Statutes, 1898, as amended by Chapter 103, Session Laws of 1901, the section under which mileage was paid.

STATE HISTORICAL SOCIETY.

The president of the State Historical Society advises me that the society is without a building for its headquarters and for the care of its valuable historical relics. He recommends that an appropriation be made to purchase a suitable site and erect at least the wing of a building for

this organization. I favor such an appropriation, if it seems consistent with the financial condition of the State. The Historical Society is a valuable organization, and under proper conditions its work will be of great benefit to the State.

MEDALS FOR INDIAN WAR VETERANS.

The fund appropriated by the former Legislature for the purchase of medals for the Indian War Veterans has been exhausted and a number of applications are now on file, with a strong probability that a large number will yet come in. The previous fund was $500, and apparently not half of the claimants have been supplied. I would suggest that an appropriation be made by your honorable body for this laudable purpose.

GAMBLING.

In view of the many cases of gambling that have developed of late, in which laboring men and others entirely unable to stand the loss of their money, have been involved, I have the honor to suggest that a law be made declaring gambling a felony, instead of a misdemeanor as at present, and giving authority to the chief of police or the sheriff to confiscate all gambling appliances and destroy them at the city hall or the sheriff's office. I believe that, as now, the person conducting the game, the one engaging in it, and the party renting a house knowingly for the conduct of gambling, should be declared equally guilty. It is my confident belief that such a statute, strictly and impartially enforced, will free the various communities of the State from this terrible evil. And I believe there is no one, except the professional gamblers themselves, who will have the temerity to claim that gambling is a necessary evil.

SPEED OF AUTOMOBILES.

The number of automobiles in use in the State has increased so rapidly during the past two years that it seems opportune for a State law regulating their speed to be

enacted. This need is emphasized by the fact that in the recent past a number of fatal accidents with automobiles have occurred, the victims being pedestrians. I am informed that stringent laws governing this matter are in force in some of the states, and I believe the public safety demands similar restrictions in Utah.

This matter is respectfully referred to you for your consideration and action. There is in my possession the German law on this subject, which, with some eliminations and amendments, may be adapted to conditions in Utah.

PROHIBITION OF SUNDAY THEATRICALS.

In certain of the cities of the State theatres are allowed to open their doors and run regular performances on Sunday. This is so decidedly contrary to the moral and religious sense of a Christian community that I regard it as a legitimate subject for legislation. I think you will agree with me that no theatricals, in the ordinary meaning of the term, should be permitted on Sunday. While each city in the State should regulate this matter within its own limits, it is a fact that in some cities, within the shadow of the churches—tragedy, melo-drama, vaudeville, comedy, opera, and other forms of theatrical entertainment are allowed free rein on Sunday. In view of this fact, I would strongly recommend that you pass a measure prohibiting such forms of public amusement on Sunday.

INCOMPETENT OPTICIANS.

Some time ago the Utah Association of Optometrists was organized, having as its object the raising of the standard of professional work in their line, and protecting the community against those who practice as opticians without possessing the necessary skill to do their work well. In view of the fact that incompetent opticians may do a great amount of harm by permanently injuring the eyesight of those who go to them for advice, I would favor legislation making strict requirements of those whose business it is to fit glasses. A law should be passed estab-

lishing a State Board of Optometrists, before which every one desiring to practice must pass an examination as to his ability. The eyesight of the people is as important as any other element of physical health, and should be equally safeguarded from incompetents.

QUALIFICATIONS OF NOTARIES PUBLIC.

Under the present State law regarding Notaries Public, no restrictions are specified as to age and citizenship of persons who may be appointed to that position. (See Revised Statutes of Utah, 1898, Title 47.) It is certainly advisable that the law be so amended as to require that all Notaries Public shall be citizens of the State, at least twenty-one years of age.

COMMISSIONERS ON UNIFORM LEGISLATION.

There are a number of important matters outside the jurisdiction of the Congress of the United States, on which uniform laws in the several states are desirable. Among these are the subjects of marriage and divorce, insolvency, the descent and distribution of property, law of sales, warehouse receipts, the execution and probate of wills, and others. The suggestion has been made that each State appoint a board of some three commissioners, to represent it in this matter. I am in hearty accord with this recommendation, and suggest that you authorize such a commission and provide by appropriation for its expenses.

A general Act to accomplish this end has been sent to me by the Secretary of the Conference of Commissioners on Uniform State Laws, and I shall be pleased to submit it to your committees and confer with them on the subject of this enactment. I deem it proper to state for your information that thirty-three of the States and the District of Columbia have appointed such commissioners.

THE LAW OF LIBEL IN UTAH.

While I am strongly in favor of safeguarding the freedom of speech and of the press, yet there is one re-

spect in which I think the present law of libel should be amended. I refer to the common custom of the newspapers and of public speakers, especially in the heat of political campaigns and at other times of general excitement, of misquoting the remarks of opponents, attacking the character of honorable people, giving misleading reports of public meetings, and so on. I will also include the custom of certain disreputable journals of causing to be published spurious letters or utterances attributed to individuals, and using these as a basis of attack and misrepresentation, intended especially for foreign consumption. I am safe in saying that any community in which this work goes on is irreparably injured thereby in reputation and finances.

I would recommend such amendments to the present law as will reach these cases with severe penalties, while encouraging a bold and fearless stand on the part of public prints that are bent on supporting the right, and punishing crime, whether public or private. Unfortunately, the publishers of many of these disreputable prints are financially irresponsible; and on this account I suggest that the law of criminal libel be given broader scope and made capable of freer interpretation, in order to reach cases worthy of punishment, but out of reach of the civil act on account of the impecuniosity of the people involved.

Any enactment on this subject must be carefully drawn, in order that it may stand the most rigid tests in the courts. But I would favor your going as far as the Constitution of the State and the Statutes of the United States will permit, in providing punishment for this abuse of the power of the press.

FRAUDULENT MINING SCHEMES.

I have the honor to call your attention to the steps already taken in California and at the Mining Congress recently held in Denver, Colorado, for the suppression of fraudulent schemes in the name of mining, having for their purpose the enriching of the promoter at the expense of the honest but deceived investor. The California

statute, enacted by the Legislature of that State in 1905, makes the flotation of these fraudulent schemes and the distribution of misleading statements to bolster them up, a felony punishable by imprisonment for a term not exceeding two years, or a fine of not more than five thousand dollars, or by both fine and imprisonment. A bill providing for the punishment of the promoters of these nefarious schemes was drafted by distinguished representatives at the American Mining Congress, and adopted by that body for recommendation to the various State Legislatures. Its provisions are similar to those of the California statute already referred to.

I would strongly urge in the interest of honest, legitimate mining, that a similar law be enacted in Utah. For while our State has been freer than some others from these schemes, it is most desirable that steps be taken to rid the community of the few now being floated, and to prevent, as nearly as may be, any recurrence of such frauds. I shall be pleased to submit to your committees on mines and mining, if desired for their information and assistance, the California statute and the proposed bill adopted by the Mining Congress.

LAW AGAINST USURY.

Although the legal rate of interest in Utah is eight per cent per annum, when not stated in an obligation, there is no means of preventing a creditor from charging any rate he may be able to exact. As a result, much hardship and suffering has been entailed upon individuals who by misfortune or lack of thrift have been forced to the necessity of making chattel or salary loans. I am strongly of opinion that a law should be enacted fixing eight per cent per annum as the legal rate of interest, allowing as at present the lending of money at a lower rate than this, but prohibiting the charging of a higher rate. In order that it may be effective, I recommend that this Act be made unmistakable in its provisions, defining usury and the penalty for it, and making the penalty severe enough to prevent the exactions which have been practiced through the urgent needs of the poor.

PROTECTION OF TIMBER.

The timber supply of the State is in danger of being completely exhausted in the near future, unless steps are taken to protect it. Forest reserves have been set apart, and regulations regarding the cutting of timber are being enforced; but I am convinced that one of the greatest dangers to timber outside of Federal control is from forest fires. Destructive fires occur every year, especially in the fall, and they are most commonly caused by careless campers. It would be well for you to investigate this matter, and formulate a law visiting severe penalties upon those who carelessly and criminally endanger the forests, and thus cause irreparable loss to Utah.

PRESERVATION OF STATE AND NATIONAL SCENERY.

A movement of great importance, in which Utah is particularly interested, has been started for the preservation of ruins, water falls, forests, and other typical scenery in danger of being destroyed in the interest of commercial enterprises. It has been suggested by the promoters of this movement that the various State Legislatures memorialize Congress to pass a measure prohibiting the destruction of certain specified scenery in localities not set aside as national parks. Special mention is made of Niagara Falls. I believe there could be no objection to each State Legislature specifying certain places within the borders of the State, asking that they be included in the general prohibition.

I am pleased to be able to state that action has already been taken setting aside and protecting against vandalism the ruins of the cliff dwellings and some other objects of interest in Utah. This fact, it seems to me, should render us willing to assist other States, by our memorials, in securing similar protection for their natural beauties.

STATE CAPITOL.

Utah has now been in the Union just eleven years, and yet it has "no place to lay its head." The State is

addicted to the rather reprehensible practice of renting a home. If a young couple had been married for eleven years and had made no step whatever toward acquiring a home, they might justly be accused of lack of thrift. While the same accusation can hardly be made against the State, yet the time seems opportune for a commencement toward securing a building for the State offices.

I would suggest that you gentlemen take a walk at your convenience to the head of Main street, and climb to the brow of what is known as Capitol Hill. If you go there on a clear day, when the magnificent panorama of the city, the valley, and the lake lies before you, I think you will agree with me that nature could scarcely have done better in providing a site for a Capitol Building. Such a walk may give you at least a part of my enthusiasm for the erection, at the earliest possible time, of a Capitol fitting to such a site.

All of the building stone and most of the stone trimmings could be secured from our own quarries. There is no scarcity of skilled workmen in masonry, carpentry, painting, and so forth. With site and material and workmen at our doors, it will require only a united and enthusiastic effort to erect a building commensurate with the dignity and importance of the State, and an object of pride to citizens and admiration to visitors.

It would please me greatly for you to take the initial step toward this much desired consummation. For upon its completion the beautiful, stately building we all have in imagination would be a lasting monument to its founders, the members of the Seventh State Legislature.

CODIFYING THE LAWS.

At the close of this session five volumes of session laws will have been added to the Revised Statutes of 1898, with a consequent lack of harmony in many respects, and difficulty of consultation. To remedy these conditions I would recommend the creation, at the earliest possible moment in your deliberations, of a commission to be composed of three members, learned in the law, whose duty it shall be to recommend to this Legislature such measures as the commission may deem necessary to harmonize,

simplify, or otherwise improve existing legislation; and that you further provide that on adjournment of this session such commission shall carefully compile all the laws then in force with the view of having them printed in one volume after the style of the revision of 1898; to omit all laws repealed, and insert all amendments and new laws in their proper places; to bring the annotations of Utah decisions down to date; to prepare a comprehensive index; and, finally, to contract for and supervise the printing of the volume. This work could be thoroughly done as outlined, and the compilation be ready for distribution before the close of the present year.

CHANGE IN FISCAL YEAR.

The former Legislature changed the fiscal year, so that instead of ending, as before, on December 31st, it now ends on November 30th. The change has caused some complications. In order to avoid these and conform to the fiscal year, I would respectfully suggest that you make appropriations for the period ending November 30, 1908. The law should be made uniform in providing that the reports of all departments must reach the Governor not later than December 15th preceding the meeting of the Legislature.

RAILROADS.

There has been considerable discussion of late about the creation of a railroad commission. There are many arguments in favor of a commission; but whether or not the time for it is opportune, when so many railroads are asking for admittance to the State, is the question for you to determine. In the State Constitution, Article XII, Section 15, power is given to the Legislature to govern railroad rates and prevent abuses on the part of common carriers. There can be, therefore, no question of your authority to create a railroad commission; and the only question is on the advisability of such action at this time.

Probably the most difficult problem connected with the operation of the railroads in the State at the present time is the shortage of equipment, especially as it affects

the delivery of coal. Various causes are responsible for this, among them unprecedented prosperity, calling for the carrying of a large amount of freight, and the demands of other States for Utah coal. The business of the State has increased faster than the facilities of the roads.

It is claimed by some citizens that the roads are purposely holding coal at various points, and refusing to supply the demand while amply able to do so. The absurdity of this claim is apparent when we consider the high price of coal, the large profit the railroads must make by handling it, and the strong business reasons they have for supplying it. To accuse the roads of holding back a commodity so profitable to them is to accuse their managers of an utter lack of business sagacity. From my observation I am convinced that it is mostly a question of shortage of equipment, caused by the increased business that has come to the roads.

If this is the case, and I think it cannot be successfully disputed, the remedy is more equipment or more railroads. If the present railroad service is inadequate to furnish the citizens of Utah with coal, then the service must be increased, or coal prevented from going out of the State until we are supplied. Yet there is enough coal in Utah to supply all the western States for centuries. Therefore, another alternative would be for the citizens to build railroads to the mines.

The new Federal law covering unjust discrimination, rebates, etc., is now in operation, and the roads will doubtless adapt their affairs to its provisions. Prudence and calm judgment should prevail, and every opportunity be given the railroads to clear up the situation and overcome present difficulties.

UNIVERSITY-AGRICULTURAL COLLEGE COMMISSION.

In accordance with an act approved March 9, 1905, the Governor appointed a commission to investigate the work of the University and the Agricultural College. It consisted of the following gentlemen: J. C. Walters and H. Bullen, Jr., of Cache County, A. S. Condon of Weber

County, George A. Eaton and John M. Mills of Salt Lake County, S. H. Goodwin of Utah County, Peter Sundwall of Sanpete County, and Reinhard Maeser of Beaver County. The Governor acted as ex-officio chairman.

The members acted without compensation, only their actual expenses being allowed. Their labors were performed with faithfulness and intelligence, every phase of the subject before them being thoroughly canvassed. They completed the work and handed their report to the Secretary of State on July 1st, 1906, according to the terms of the Act creating the Commission. The report will be transmitted to you shortly.

Three reports were prepared. The majority report, signed by five of the members, recommends absolute consolidation on one site, the mill tax plan of support, and the distribution of the money saved by consolidation, among the counties of the State for high school purposes. One minority report, signed by two members, favors separate maintenance with proper supervision and assignment of work, and the mill tax plan of support. A third report, signed by one member, favors separate maintenance so far as location is concerned, with control by one board of trustees.

Through the enterprise of certain gentlemen, these several reports have been printed and distributed to the leading educators of the State, and to the members of the Legislature. In view of the fact that not all the funds appropriated for the work of the Commission were used by it, I would respectfully recommend that an appropriation be made to reimburse those who have undertaken this distribution.

The recommendations of the Commission are submitted for your consideration and action. One suggestion I take the liberty of making. Two years ago, these two institutions asked for $617,621, or nearly one-half of the expected revenue for the ensuing two years. They are now asking for over $579,000, or over one-third of the expected revenue for the next two years. In order to supply even a reasonable part of these demands, it becomes necessary for us to deprive the primary and secondary schools of the State and other institutions and departments, of funds absolutely necessary for their support.

Therefore my strong opinion is that you gentlemen, even if you go no farther, should provide for the placing of the two institutions under one board, with the proviso that one sum be asked for both schools.

I wish to give an additional reason for this conclusion. It has been the history of every session of the Legislature since statehood that officers of these schools and others interested in them have been active and persistent lobbyists. After setting forth their needs in the reports, some of the paid officers have taken time properly belonging to the State, to emphasize their claims. This has created a rivalry between two institutions which should work together for the educational betterment of the youth.

If this condition can be improved effectively, it should be done at once. The longer the present situation is allowed to prevail, the more difficult will it be to set matters right in this important department of the State's growth. I commend this to your careful consideration as one of the vital questions demanding your action.

CONCLUSION.

I trust you gentlemen will not consider me presumptuous in offering another suggestion. So many important matters will come before you for consideration and action, that it is advisable for you to enter at once upon your work, in order that vital questions may not be left for hasty and ill-considered action at the close of the session. Your responsibility is no ordinary one. The rights of the people, the prosperity of the State, and the welfare of its vested interests are largely in your hands. As guardians of our interests, you are asked to render a strict accounting of your temporary stewardship. So far as my cooperation will assist you in discharging your responsibility, it is cordially extended to you.

JOHN C. CUTLER,

Governor.

At 4:20 p. m. the Governor concluded the reading of his message.

Senator Hollingsworth moved that a vote of thanks be given the Governor, his message spread on the minutes of the Joint Session, and that two thousand copies of the message and accompanying documents in pamphlet form be printed for the use of the members and for distribution.

Carried.

Upon motion of Representative Tolton, the Joint Session dissolved at 4:30 p. m.

At 4:35 p. m. the Senate resumed its regular session.

On motion of Mr. Walton, the Secretary was instructed to make application to the telephone companies for instruments to be placed in the Senate Chamber.

The President announced the appointment of the following standing committees of the Senate:

STANDING COMMITTEES.

Agriculture and Irrigation—Chairman, Gardner; Clegg, Walton, Callister, Brinkerhoff, Hulaniski.

Apportionment—Callister, Chairman; Williams, Rasband, Bullen, Seely.

Appropriations and Claims—Williams, Chairman; Miller, Lawrence, Gardner, Callister, Walton, Hulaniski.

Banks and Banking—J. Y. Smith, chairman; Park, Walton, Seely, Bullen.

Contingent Expense—Johnson, chairman; Rasband, Walton.

County and Municipal Corporations—B. X. Smith, chairman; Hulaniski, Rasband, Clegg, Callister, Seely, J. Y. Smith.

Education—Park, chairman; Johnson, Walton, Callister, Lawrence, Bullen, Hollingsworth.

Elections—Rasband, chairman; J. Y. Smith, Miller, B. X. Smith, Brinkerhoff.

Engrossed and Enrolled Bills—Hollingsworth, chairman; Miller, Callister.

Federal Relations—Hulaniski, chairman; J. Y. Smith, Park, B. X. Smith, Brinkerhoff.

Fish and Game—Walton, chairman; Hulaniski, Park, Bullen, J. Y. Smith, Clegg, Callister.

Forests and Forestry—Brinkerhoff, chairman; Miller, Clegg, Gardner, Seely.

Highways and Bridges—Seely, chairman; Hulaniski, Brinkerhoff.

Judiciary—Lawrence, chairman; Hollingsworth, Hulaniski, B. X. Smith, Johnson, Gardner, Walton.

Labor—Gardner, chairman; Miller, Brinkerhoff, Rasband, Williams.

Live Stock—Clegg, chairman; Walton, Seely.

Manufacturers and Commerce—Williams, chairman; J. Y. Smith, Johnson, Callister, Rasband.

Military Affairs—Park, chairman; Williams, Hulaniski, Rasband, B. X. Smith.

Mines and Minerals—Rasband, chairman; Lawrence, B. X. Smith, Bullen, Gardner.

Private Cornorations and Insurance—Bullen, chairman; Gardner, Williams, Lawrence, Hollingsworth.

Public Health—Walton, chairman; B. X. Smith, Johnson, Park, J. Y. Smith.

Public Institutions—Hollingsworth, chairman; Brinkerhoff, Lawrence, Gardner, Bullen, Williams, Miller.

Public Lands—Walton, chairman; Johnson, Seely, Rasband, Hulaniski, Clegg, Callister.

Public Printing—Bullen, chairman; Clegg, Gardner.

Railroads—Johnson, chairman; Lawrence, Seely, B. X. Smith, Hollingsworth, Clegg, Park.

Rules—Park, chairman, Hollingsworth, Bullen.

Salaries—J. Y. Smith, chairman; Bullen, Rasband, Brinkerhoff, Miller.

State Affairs—Callister, chairman; Williams, Johnson, Seely, Park.

Ways and Means—Miller, chairman; Lawrence, Hollingsworth, Gardner, Williams.

On motion of Mr. Lawrence, Senate adjourned until tomorrow, Wednesday, at 2 p. m.

THIRD DAY.

SENATE CHAMBER.
Salt Lake City, Utah,
January 16, 1907.

The Senate met at 2 p. m. pursuant to adjournment, President Love presiding.

Roll call; quorum present.

Senators Park, Seely and Johnson were excused for the day.

Prayer by the Chaplain.

The minutes of the second day's session and of the joint session were read, corrected and approved.

REPORT OF SELECT COMMITTEE.

MR PRESIDENT:—

We, your committee, to whom was referred the matter of rules for the guidance of the deliberations of this body, beg leave to report that we have considered the matter, and we recommend that the rules of the Sixth session be adopted, amending rule 58 to read:

"No person, except members of the House of Representatives and their officers, members and ex-members of Congress, heads of Executive Departments of this State, Chaplains, Judges of the United States Courts, and Su-

preme and District Judges of this State, former Governors and ex-members of the Legislature, chairmen of the various State Boards and Commissions, and the Mayor and members of the City Council of Salt Lake City, and general field and staff officers of the National Guard of Utah and officers of the United States Army, and reporters of the press, shall be admitted to the floor of the Senate unless by leave of the President, or on special invitation of a member."

And that 100 copies thereof be printed for the use of the members.

Respectfully submitted,
SAM'L C. PARK, Chairman.

Report adopted.

INTRODUCTION OF BILLS.

S. B. No. 2, by Benner X. Smith.

"A Bill for an Act to establish an Insurance Department in and for the State of Utah, and to regulate the Insurance Companies doing business therein," was read the first time and referred to the Committee on Private Corporations and Insurance.

Senator Rasband moved that a committee of three be appointed to segregate the subjects of the Governor's message and refer the several subjects to the proper committees.

The President appointed as such committee Senators Rasband, Hollingsworth and Bullen.

On motion of Senator Rasband the Senate adjourned until tomorrow at 2 p. m.

FOURTH DAY.

SENATE CHAMBER.
Salt Lake City, Utah,
January 17, 1907.

The Senate met at 2 p. m. pursuant to adjournment.

In the absence of the President, and at his request, Senator Lawrence presided, as president pro tempore.

Roll call, quorum present.

The President, Senators Seely and Walton were excused for the day.

Prayer was offered by the Chaplain.

The minutes of the third day's session were read and approved.

INTRODUCTION OF BILLS.

S. B. No. 3, by Benner X. Smith:

A bill for an act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the Matter of said Regulation, and providing for the repeal of Title 52, Revised Statutes of Utah, 1898, was read the first time and referred to the Committee on Public Health.

S. B. No. 4, by Benner X. Smith: A bill for an act relating to malicious assaults with a deadly weapon or instrument, or by any means or force likely to produce great bodily injury upon the person of another by convicts undergoing a life sentence in the State Prison of this State, and providing a punishment therefor," was read the first time and referred to the Judiciary Committee.

S. B. No. 5, by Benner X. Smith: A bill for an act providing for the revision, annotation and printing of the Laws of Utah, and creating a compilation commission, appointment of Commissioners and making an appropriation therefor," was read the first time and referred to the Judiciary Committee.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES.
Salt Lake City, Jan. 15, 1907.

Mr. President: I am directed to inform your Honorable Body that the House of Representatives has this day passed under suspension of the rules, S. B. No. 1, by Johnson, providing for the regular and contingent expenses of the Seventh Session of the Legislature of the

State of Utah. The same is herewith returned for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

S. B. No. 1, upon motion, was referred to the Committee on Engrossed and Enrolled bills.

COMMUNICATIONS.

Office of the Secretary of State.
Salt Lake City, Utah, January 17, 1907.

To the Senate: Section 2 of Chapter 104, Laws of Utah, 1905, an act creating a commission to investigate the work of the Agricultural College of Utah, and the University of Utah, provides, among other things, that said Commission shall file its report with the Secretary of State on or before July 1st, 1906, and directs the said Secretary to transmit said report to the Legislature within the first five days of its next session.

In obedience thereto, I have the honor to hand you herewith the reports filed by said Commission, consisting of a majority report, and two minority reports, and to advise you that these reports were filed in my office on the 30th day of June, 1906.

Respectfully,
C. S. TINGEY,
Secretary of State.

The communication and accompanying documents were laid on the table, to be called up tomorrow.

Salt Lake City, Utah, Jan. 16, 1907.

Honorable Members of the State Senate of Utah,
Salt Lake City.

Gentlemen:—It is the desire of the Rocky Mountain Bell Telephone Company to follow the precedent established in the past, of offering to your Honorable Body, without cost, a telephone situated where you may direct,

for the use of the members and the officers of your Honorable Body, during the session.

Also to offer you the free use of our toll lines from this telephone, or from any of our public stations in the city.

If acceptable to you, we shall be pleased to receive notice where to place the telephone, and if a booth is needed, we will also furnish it.

Respectfully,

ROCKY MOUNTAIN BELL TELEPHONE CO.,
By HUGH S. THOMAS.
Contracting Agent.

Mr. Park moved that the courtesies extended be accepted, with thanks.

Mr. Lawrence requested a roll-call, which resulted as follows:

Ayes, 9; noes, 6; absent and not voting, 3.

The motion carried, and the proffer of the telephone company was accepted.

Those voting in the affirmative were: Bullen, Callister, Clegg, Gardner, Johnson, Miller, Park, Rasband, John Y. Smith.

Voting no, Brinkerhoff, Hollingsworth, Hulaniski, Lawrence, Benner X. Smith, Williams.

Absent and not voting, Mr. President, Seely and Walton.

On motion of Mr. Johnson the Senate adjourned until 2 p. m. tomorrow.

FIFTH DAY.

SENATE CHAMBER.
Salt Lake City, Utah,
January 18th, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call. Quorum present.

Senators Gardner, Seely and Walton were excused for the day.

Prayer by the Chaplain.

The minutes of the fourth day's session were read, corrected and approved.

UNFINISHED BUSINESS.

The communication from the Secretary of State, accompanied by reports of the Commission appointed to investigate the work of the Agricultural College and the University of Utah, presented, read and laid on the table at yesterday's session, were taken up by the President and said communication and reports were referred to the Committee on Education.

COMMUNICATIONS.

HOUSE OF REPRESENTATIVES.
Salt Lake City, January 18th, 1907.

Mr. President: I am directed to inform your Honorable Body that the House of Representatives has this day passed, under suspension of the rules, H. C. R. No. 1, relating to the appointment of a Joint Committee on Revenue.

The same is herewith transmitted for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

H. C. R. No. 1, by Kuchler: "Be it resolved by the House of Representatives, the Senate concurring, that a special Joint Committee on Revenue be appointed to ascertain and report back to the Legislature the possibilities of increasing the revenues of the State, and are empowered to call in County Assessors and State Boards interested in the matter,"

Was read and under the rules laid on the table for one day.

UTAH FEDERATION OF LABOR.
Salt Lake City, Jan. 15, 1907.

Hon. President Stephen H. Love, State Senator, City:

Dear Sir:—At a regular meeting of the Utah Federation of Labor held January 11th, 1907, the following was unanimously adopted:

"It was moved and seconded that we endorse the action of the Manufacturers' and Merchants' Association in their endeavors to bring about the creation of a State Railroad Commission, believing that the same is of great benefit to the people of the State of Utah."

Respectfully yours,
DANIEL I. ELTON,
Rec.-Cor. Sec'y.

Communication filed, and referred to Committee on Railroads.

From the State Board of Examiners, transmitting deficits of the officers and institutions.

Also from the State Board of Loan Commissioners reporting proceedings under the provisions of Chap. 8, Laws of Utah, 1899, and Chap. 110, Laws of Utah, 1903.

On motion of Mr. Lawrence a Special Committee on Deficits was created, to be appointed by the President. Carried.

The President appointed as such Committee Senators Lawrence, Miller and Brinkerhoff.

The said communication of the Secretary of State with accompanying reports were referred to said Special Committee, with instructions to investigate the subject and report findings to the Senate.

REPORT OF STANDING COMMITTEE.

Committee Room,
January 17th, 1907.

Mr. President: Your Committee on Engrossed and Enrolled Bills to whom was referred S. B. No. 1, by Johnson, entitled "An act to provide for the regular and contingent expenses of the seventh session of the Legislature of the State of Utah," beg leave to report that we have

carefully engrossed and enrolled the same, and herewith present the act to you for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted and S. B. No. 1 was read by its title and signed by the President in the presence of the Senate.

PRESENTATION OF RESOLUTIONS.

S. C. R. No. 1, by Mr. Callister, "Be it resolved by the Senate and House of Representatives of the Legislature of the State of Utah, That whereas, it is necessary for the expedition of the business of the Legislature that the position of messenger to the Governor be created:

Now, therefore, the said position is created for such a time as the Legislature shall be in session, and the Executive is hereby empowered to appoint any suitable person to such position."

On motion of Mr. Callister the rules were suspended and S. C. R. No. 1 was read the first, second and third times and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3. Those voting in the affirmative were: Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Smith, Benner X.; Smith, John Y.; Williams, Mr. President. Absent and not voting, Gardner, Seeley and Walton.

INTRODUCTION OF BILLS.

Senate Bill No. 6, by Mr. Hollingsworth, "A bill for an act to amend Sections 2513, 2559, 2560, 2562 and 2584 of Title 67 of the Revised Statutes of Utah, 1898, as amended by Chapter 68, Session Laws of 1899, in relation to taxation and defining of powers and duties of the State Board of Equalization," was read the first time and referred to the Committee on Ways and Means.

Senate Bill No. 7, by Mr. Hollingsworth, "A bill for an act to amend Section 2583 of the Revised Statutes of Utah, 1898, as amended by Chapter 65 of the Session Laws of 1901, creating a State Board of Equalization, pro-

viding the manner of its appointment, fixing the terms of office and salary of its members, providing the manner of its organization, defining its duties," was read the first time and referred to he Committee on Ways and Means.

Senate Bill No. 8, by Mr. Hollingsworth, "A bill for an act amending Section 4580, Revised Statutes of Utah, 1898, relating to accusations against public officers by private parties," was read the first time and referred to the Judiciary Committee.

Senate Bill No. 9, by Mr. Lawrence, "A bill for an act amending Section 994, Revised Statutes of Utah, 1898, relating to the fees of jurors and witnesses," was read the first time and referred to the Judiciary Committee.

Senate Bill No. 10, by Mr. Hulaniski, "A bill for an act amending Section 1140, Revised Statutes of Utah, 1898, as amended by Chapter 2, Session Laws of Utah, 1899, relating to driving animals on hillside highways, providing for the collection of damages thereto and disposition of the same," was read the first time and referred to the Committee on Highways and Bridges.

Senate Bill No. 11, by Mr. Hulaniski, "A bill for an act to amend Section 2059, Revised Statutes of Utah, 1898, providing that members of the Boards of County Commissioners cannot receive any compensation other than that provided in Section 2057, Revised Statutes, and an allowance for pay for special and committee work and expenses," was read the first time and referred to the Committee on County and Municipal Corporations.

Senate Bill No. 12, by Mr. Hulaniski, "A bill for an act to amend Section 2052 of the Revised Statutes of Utah, 1898, as amended by Chapter 27, Session Laws of 1903, providing that salaries of county officers shall be full compensation for all services rendered, and providing for the compensation of deputy county officers," was read the first time and referred to the Committee on County and Municipal Corporations.

On motion of Mr. Lawrence the Senate adjourned until Monday at 2 p. m.

EIGHTH DAY.

SENATE CHAMBER,
Salt Lake City, Utah, Jan. 21, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present. Senator Clegg was excused for the day.

Prayer by the Chaplain.

The minutes of the fifth day's session were read, amended and approved.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 21, 1907.

Mr. President: I am directed to inform your Honorable Body that the House of Representatives has this day appointed Representatives Henrie, Maughan and Critchlow as a Joint Committee on Revenue to act with a like Committee from the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

On motion of Mr. Hollingsworth the communication referring to H. C. R. No. 2, was laid on the table to be called up tomorrow.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 21, 1907.

Mr. President: I am directed to inform your Honorable Body that the Speaker of the House of Representatives has this day signed in open session S. B. No. 1 by Johnson, "A bill for an act to provide for the regular and contingent expenses of the Seventh Session of the Legislature of the State of Utah. The same is herewith returned for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 1 transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 21, 1907.

Mr. President: I am directed to inform your Honorable Body that the House of Representatives has this day passed, under suspension of the rules S. C. R. No. 1; by Callister, providing for the appointment of a Messenger to the Governor.

The same is herewith returned for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and copy of S. C. R. No. 1 forwarded to the Governor.

REPORT OF COMMITTEES.

Committee Room, Jan. 18, 1907.

Mr. President: We, your Committee, to whom was referred the matter of segregating the message of Governor John C. Cutler so that each standing committee might have for direct consideration by order of the Senate those matters referred to in the message which should be considered by our Standing Committees, beg to report and recommend as follows:

1. That there be referred to Ways and Means and Appropriation Committee the following: "Financial," "State Board of Equalization," "Change in Fiscal Year;"

2. That there be referred to the Judiciary Committee the following: "Care of Public Funds," "Juvenile Courts," "Law on Marriage," "Attorney General," "Salaries of Judges," "Speed of Autos," "Gambling," "Prohibition of Sunday Theatricals," "Qualifications of Notaries Public," "Commissioners on Uniform Legislation," "Law of Libel in Utah," "Law Against Usury," "Codifying the Laws;"

3. That there be referred to County and Municipal

Corporations Committee the following: "Tax on Engineer's Estimate;"

4. That there be referred to the Education Committee the following: "Education," "University of Utah," "Agricultural College," "University-Agricultural College Commission;"

5. That there be referred to Committee on Public Institutions the following: "School for Deaf, Dumb and Blind," "School for the Feeble Minded and for Epileptics," "State Industrial School," "State Board of Corrections," "State Affairs," "State Board of Insanity," "State Historical Society," "State Capitol;"

6. That there be referred to Committee on Health the following: "State Board of Pharmacy," "Dairy and Food Commission," "State Board of Medical Examiners," "Diseases of Animals," "State Board of Dental Examiners," "State Board of Examiners of Barbers," "Incompetent Opticians;"

7. That there be referred to Committee on Fish and Game the following: "Fish and Game Commissioner;"

8. That there be referred to Committee on Mines and Mining the following: "Coal Mine Inspector," "Fraudulent Mining Schemes;"

9. That there be referred to Committee on Military Affairs the following: "Medals for Indian War Veterans," "National Guard of Utah;"

10. That there be referred to Committee on Live Stock the following: "State Board of Sheep Commissioners," "Diseases in Animals;"

11. That there be referred to Committee on Agriculture and Irrigation the following: "Irrigation," "Horticulture," "Reclamation Service," "Arid Experimental Farms," "Uintah Reservation;"

12. That there be referred to Committee on Forest and Forestry the following: "Protection of Timber," "Forest Preservation;"

13. That there be referred to Committee on Banks and Banking the following: "State Bank Examiners;"

14. That there be referred to Committee on Public Lands the following: "State Lands;"

15. That there be referred to Committee on Railroads the following: "Railroads."

FREDK. RASBAND,
Chairman.

On motion of Mr. Johnson the report was received and the recommendations of the Special Committee adopted.

INTRODUCTION OF BILLS.

S. B. No. 13, by Mr. Hulaniski:

A Bill for "An Act amending Section 839 Revised Statutes of Utah, 1898, providing for the arrangement of the official ballot for elections and that the name of a candidate shall appear but once and under but one emblem on the official ballot," was read the first time and referred to the Committee on Elections.

S. B. No. 14, by Mr. Hulaniski:

A Bill for "An Act to amend Section 4296 of the Revised Statutes of Utah, 1898, relating to operating, running, managing, controlling or driving any vehicle, conveyance, or car, or riding or driving any animals over or upon any public road, street, highway, public square or school ground at a dangerous speed and providing a penalty therefor," was read the first time and referred to the Committee on Highways and Bridges.

S. B. No. 15, by Mr. Hulaniski:

A Bill for "An Act making it a misdemeanor for any person to violate any of the provisions of the law of this State or the ordinance of any County passed pursuant to the laws of this State, authorizing the same, relating to the control, alteration, regulation, and use of any and all public roads and highways in this State," was read the first time and referred to the Committee on Highways and Bridges.

S. B. No. 16, by Mr. Hulaniski:

A Bill for "An Act making it a misdemeanor for any person to violate any of the provisions of the laws of this State or the ordinances of any County, passed pursuant to the laws of this State authorizing the same, relating to the keeping or storing of every description of gun powder, or other combustible or explosive material," was read the first time and referred to the Judiciary Committee.

S. B. No. 17, by Mr. Callister:

A Bill for "An Act providing for investigations of the proper use of irrigation water, and the reclamation of alkali lands," was read the first time and referred to the Committee on Agriculture and Irrigation.

S. B. No. 18, by Mr. Lawrence, by request:

A Bill for "An Act providing for the preservation and disposition of the unclaimed dead bodies of convicts and other persons," was read the first time and referred to the Judiciary Committee.

MISCELLANEOUS BUSINESS.

Mr. Benner X. Smith moved that Rule 48 be suspended and that until further orders all Bills introduced in the Senate, be printed. Carried.

On motion of Mr. Miller the Senate adjourned until 2 p. m. tomorrow.

NINTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 22, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present. Senator Williams was excused for the day.

Prayer by the Chaplain.

The minutes of the eighth day's session were read and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake, January 21, 1907.

Honorable S. H. Love,
President of the Senate:

Dear Sir:—

I have the honor to inform the Honorable Senate that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 1, entitled "An Act to provide for the regular and contingent expenses of the Seventh Session of the Legislature of the State of Utah."

Yours very truly,

JOHN C. CUTLER,
Governor.

Communication filed.

Executive Chamber,
Salt Lake, January 21, 1907.

The Honorable S. H. Love,
President of the Senate:

Dear Sir:—

I have the honor to acknowledge receipt of Senate Concurrent Resolution No. 1, empowering me to appoint a Messenger. The courtesy is greatly appreciated. I have the honor to inform you that I have appointed Mr. Gaurdello Brown to this position.

Yours very truly,

JOHN C. CUTLER,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES.

SENATE JUDICIARY COMMITTEE ROOM,
January 22, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 4 by Benner X. Smith, entitled "An Act Relating to Malicious Assaults with a Deadly Weapon or Instrument, or by any Means or Force Likely to Produce Great Bodily Injury, Upon the Person of Another by Convicts Undergoing a Life Sentence in the State Prison of this State, and Providing a Punishment Therefor," beg leave to report that they have had the same under consideration, and recommend that the Bill be passed.

LAWRENCE,
Chairman.

On motion of Mr. Lawrence the report was adopted.

S. B. No. 4, by Mr. Benner X. Smith, was read the second time.

INTRODUCTION OF BILLS.

S. B. No. 19, by Mr. Rasband:

"A Bill for an Act providing that all mines in the State of Utah shall provide for emergency cases in case of accident and providing a penalty therefor," was read the first time and referred to the Committee on Mines and Mining.

S. B. No. 20, by Mr. Hollingsworth:

"A Bill for an Act to amend Section 3367, Revised Statutes of Utah, 1898, relating to judgment and penalty in contempt cases," was read the first time and referred to the Committee on Judiciary.

S. B. No. 21, by Mr. Hollingsworth:

"A Bill for an Act requiring cities of the first and second class to award contracts for public improvements to lowest bidders, after publication of notice, and forbid-

ding the adoption of plans for any such improvements which require the exclusive use of any patented article or process protected by any trade mark, or any article or process wholly controlled by any person, firm, or corporation, or combination thereof," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 22, by Mr. Callister:

"A Bill for an Act to amend Section 2, Chapter 59, Session Laws of Utah, 1901, as amended by Chapter 68, Session Laws of Utah, 1905, creating the reservoir land grant fund and providing for the procuring of reservoir sites and the construction of reservoirs for the purpose of supplying water to state and other lands and authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs, whether public or private," was read the first time and referred to the Committee on Agriculture and Irrigation.

CONSIDERATION OF RESOLUTIONS.

H. C. R. No. 1, by Kuchler: "Be it resolved by the House of Representatives, the Senate concurring, that a special Joint Committee on Revenue be appointed to ascertain and report back to the Legislature the possibilities of increasing the revenues of the State, and are empowered to call in County Assessors and State Boards interested in the matter."

On motion of Mr. Lawrence, H. C. R. No. 1 was taken from the table and referred to Committee on Ways and Means.

MISCELLANEOUS BUSINESS.

The oath of office was administered, by the President, to John R. Edgehill, a committee clerk.

On motion of Mr. Hollingsworth, the Senate adjourned until Wednesday at 2 p. m.

TENTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 23, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the ninth day's session were read and approved.

COMMUNICATIONS FROM THE GOVERNOR.

January 22, 1907.

To the Honorable S. H. Love,
President of the Senate:

Dear Sir:—

The law defining the duties of the Governor requires that he shall, within ten days after the meeting of the Legislature, transmit to the Senate a list of all appointments made by him during the recess of the Legislature, under the provisions of the Constitution or of law, and not requiring confirmation by your Honorable Body. Complying with this requirement, I have the honor to submit for your information the following list of appointments made ad interim by the Governor. In the near future a list will be submitted to your Honorable Body of appointments requiring the advice and consent of the Senate. The ad interim list follows:

March 17, 1905, Mr. J. E. Peterson was appointed a County Commissioner of Piute County, on account of the failure of the other two Commissioners to elect a member of the Board within the time allowed by law.

March 27, 1905, Mr. L. N. Stohl was appointed a member of the Board of Trustees of the Agricultural College, to fill a vacancy caused by the inability of Mrs. Letitia Peary Richards to accept the appointment after confirmation by the Senate.

March 25, 1905, Wesley K. Walton, F. W. Fishburn, Rudulph Kuchler, and Webb Green were appointed members of the Lewis and Clark Exposition Commission, to fill vacancies caused by the resignation of F. J. Kiesel, A. B. Lewis, Geo. B. Holman and H. B. Clawson.

March 27, 1905, E. M. Conroy and T. B. Evans were appointed members of the Board of Trustees of the State Industrial School, to fill vacancies caused by the resignation of Richard T. Hume and A. T. Wright.

June 26, 1905, F. W. Price was appointed State Commissioner of Statistics, to succeed Chas. De Moisey, resigned.

July 19, 1905, John Watson was appointed a member of the State Board of Equalization, to fill a vacancy caused by the death of Thomas D. Dee.

July 31, 1905, Chas. J. Ross was appointed a member of the Board of Trustees of the School for the Deaf and the Blind, to succeed John Watson, resigned.

Aug. 2, 1905, Perley A. Hill was appointed a member of the State Board of Examiners of Barbers, to fill a vacancy caused by the resignation of A. E. Walker.

Sept. 1, 1905, pursuant to an Act of the previous Legislature, H. Bullen, Jr., J. C. Walters, A. S. Condon, James H. Anderson, John M. Mills, S. H. Goodwin, Reinhard Maeser and Peter Sundwall were appointed members of the commission to investigate the work of the University of Utah and the Agricultural College.

Oct. 18, 1905, J. Edward Taylor was appointed a member of the State Board of Horticulture, to succeed J. E. Cox, deceased.

Nov. 4, 1905, John Hafen, Lee Greene Richards, J. Leo Fairbanks, Margaret Keogh, A. B. Wright and Virginia Snow Stephen were appointed members of the Governing Board of the Utah Art Institute, to fill existing vacancies.

December 16, 1905, Geo. A. Eaton was appointed a member of the Commission to investigate the work of the

University of Utah and the Agricultural College, to fill a vacancy caused by the resignation of James H. Anderson.

Feb. 14, 1906, R. R. Tanner was appointed a member of the Board of Equalization, to succeed R. C. Lund, deceased.

Feb. 14, 1906, Wm. J. Lynch was appointed a member of the State Board of Land Commissioners, to fill a vacancy caused by the resignation of Wm. Spry.

March 17, 1906, Raymond C. Naylor was appointed Adjutant General of the National Guard of Utah, to fill a vacancy.

March 27, 1906, W. M. Piggott was appointed a member of the State Board of Examiners of Barbers, to fill a vacancy caused by the resignation of J. D. Harris.

Apr. 24, 1906, F. S. Bascom was appointed a member of the State Board of Health, to fill a vacancy caused by the expiration of his own term of office.

Sept. 1, 1906, B. F. Riter, John Culley and W. H. Dayton were appointed members of the State Board of Pharmacy, to fill vacancies caused by the resignation of C. H. McCoy and the expiration of T. H. Carr's and B. F. Riter's term.

October 1, 1906, Joseph E. Frick was appointed Associate Justice of the Supreme Court, to fill a vacancy caused by the resignation of Chief Justice G. W. Bartch.

October 4, 1906, Benner X. Smith was appointed a member of the State Board of Corrections, to succeed J. E. Frick, resigned.

November 9, 1906, Edwin Evans was appointed a member of the Governing Board of the Utah Art Institute, to fill a vacancy caused by the resignation of Lee Greene Richards.

December 1, 1906, David McKay was appointed a member of the Board of County Commissioners of Weber County, to fill a vacancy caused by the resignation of Joseph Stanford, and the failure of the other two com-

missioners to fill the vacancy within the time allowed by law.

Dec. 26, 1906, G. Wesley Browning was appointed a member of the Governing Board of the Utah Art Institute, to fill the vacancy caused by the resignation of J. Leo Fairbanks.

Jan. 7, 1907, M. M. Young was appointed a member of the Governing Board of the Utah Art Institute, to fill a vacancy caused by the failure of Miss Margaret Keogh to qualify.

Respectfully Submitted,
JOHN C. CUTLER,
Governor.

Communication filed.

State of Utah,
Executive Office.

Salt Lake City, January 22, 1907.

The Honorable S. H. Love,
President of the Senate:

Dear Sir:—

I have the honor to transmit to the Honorable Senate for your information and action, the following communication from the Juvenile Court Commission of Salt Lake City:

Salt Lake City, Utah, Jan. 22, 1907.

The Honorable Governor and Legislature of Utah,
Salt Lake City, Utah.

Gentlemen:—

As the Juvenile Court Commission of Salt Lake City, we take the liberty of addressing you relative to one or two features of the Juvenile Court Law.

Notwithstanding the manifest crudities of the law and the mistakes that may have been made in its enforcement, the Juvenile Court has rendered invaluable service to this community during the short period of its existence. Its right to a permanent and prominent place among the institutions of this State designed to form and reform the

character of its unfortunate youth, has been demonstrated, in our opinion, beyond any question of doubt.

Several important changes in the law should be made at this session of the Legislature. The nature of these amendments, which experience has shown to be necessary, will be presented for your consideration by various individuals and organizations. The personal ambition or interests of any officer, or set of officers for which the law now makes provision, should not be permitted to curtail or in any way restrict its usefulness.

While we believe that the present method of appointing the Judge of the Juvenile Court has much to commend it, in our opinion it will be advisable in the light of the recent decision of the Supreme Court for Legislative enactment to provide such means of filling this position by election or appointment as will satisfy beyond doubt, all legal and constitutional requirements. We further believe that the law should define more clearly the qualifications of such judge and that a more liberal salary should be provided for him and for the chief probation officer.

Respectfully submitted,

(Signed) EZRA THOMPSON,
GEO. A. SHEETS,
D. H. CHRISTENSEN,
Juvenile Court Commission.

Respectfully,
JOHN C. CUTLER,
Governor.

On motion of Mr. Lawrence the communication was referred to the Judiciary Committee.

COMMUNICATION FROM THE STATE BOARD OF EXAMINERS.

Communication from the State Board of Examiners in connection with the report of the State Auditor as to the validity of outstanding certificates for the payment of bounties, as provided in Chapter 48, Laws of Utah, 1903, was read and on motion of Mr. Lawrence was referred to the Special Committee on Deficits.

REPORT OF STANDING COMMITTEES.

SENATE JUDICIARY COMMITTEE ROOM,
January 22, 1907.

Mr. President:—

Your Committee on Judiciary, to whom was referred Senate Bill No. 8 by Mr. Hollingsworth entitled "An Act Amending Section 4580 Revised Statutes of Utah, 1898, relating to Accusations Against Public Officers by Private Parties," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. On page 1, line 6, after the word "an" add the letter " y."
2. On page 1, line 9, after the word "his" insert the word " office."
3. On page 1, line 15, strike out the word " twenty."
4. On page 1, line 23, in the word "support" insert the letter " p."

And as amended, recommend that the Bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 8 was read the second time.

COMMITTEE ROOM,
January 23, 1907.

Mr. President:—

A majority of your Committee on Highways and Bridges, to whom was referred Senate Bill No. 10, by Hulaniski, entitled "An Act Amending Section 1140 of the Revised Statutes of Utah, 1898, as amended by Chapter Eleven, Session Laws of Utah, 1899, relating to driving animals on hillside highways, providing for the collection of damages thereto and disposition of the same," beg leave to report that we have had same under consideration and recommend that the Bill do not pass."

JOHN H. SEELY;
ALONZO BRINKERHOFF.

Mr. President:—

A minority of your Committee on Highways and

Bridges, to whom was referred Senate Bill No. 10, by Hulaniski, entitled "An Act amending Section 1140 of the Revised Statutes of Utah, 1898, as amended by Chapter Eleven, Session Laws of Utah, 1899, relating to driving animals on hillside highways, providing for the collection of damages thereto and disposition of the same," beg leave to report that we have had same under consideration and recommend that the bill be passed.

E. T. HULANISKI.

Motion to adopt majority report. Carried.

COMMITTEE ROOM,
January 23, 1907.

Mr. President:—

Your Committee on Ways and Means, to whom was referred House Concurrent Resolution No. 1, by Kuchler, for the appointment of a Joint Committee on Revenue, beg leave to report that they have considered the matter and are of the opinion that the text of the resolution is insufficient to accomplish the results desired; that the subject matter can be best inquired into by joint action of the Senate Committee on Ways and Means and the House Committee on Revenue, which committees will be able to confer with the State Board of Equalization, and other officers who have given the matter more thought and attention and are better advised than a Joint Committee would be after having made investigation during the limited time of the session.

Your Committee is of the opinion that a Concurrent Resolution should be passed by this session of the Legislature empowering the Governor to appoint a commission of three persons to act in conjunction with the State Board of Equalization for the purpose of drafting a Bill contemplating a uniform system of taxation, the Bill to be submitted to the next session of the Legislature.

ALBERT E. MILLER,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

S. B. No. 23, by Mr. Walton, "A Bill for an Act appropriating the sum of $1,500 to Albert L. Eastman,

Sheriff of Rich County, State of Utah," was read the first time and referred to the Committee on Public Institutions.

S. B. No. 24, by Mr. Bullen, "A Bill for an Act amending Section 2292, Revised Statutes of Utah, 1898, as amended by Chapter 133 of the Laws of Utah, 1905, prescribing and limiting courses of instruction in the University of Utah, and providing permanent revenue for the support thereof, and directing the manner of paying the same to the said University and limiting the cost of maintaining the said University," was read the first time and referred to the Committee on Education.

S. B. No. 25, by Mr. Bullen, "A Bill for an Act amending Section 2087, Revised Statutes of the State of Utah, 1898, as amended by Chapter 134 of the Laws of Utah, 1905, describing and limiting the courses of instruction in the Agricultural College of Utah, providing permanent revenue for the support thereof, directing the manner of paying the same to the said College and limiting the cost of maintaining the said College," was read the first time and referred to the Committee on Education.

S. B. No. 26, by Mr. Miller, "A Bill for an Act to provide for ten feet of discovery work in ninety days on all mining claims located, and repealing all acts and parts of acts in conflict therewith," was read the first time and referred to the Committee on Mines and Mining.

S. B. No. 27, by Mr. Bullen (by request), "A Bill for an Act to amend Section 1360 of the Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes and the levy of a tax therefor," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 28, by Mr. Johnson, "A Bill for an Act to regulate the practice of osteopathy in the State of Utah and to provide for a State Board of Examiners, and to license osteopaths to practice in this State, and punish persons violating the provisions of this Act," was read

the first time and referred to the Committee on Public Health.

THIRD READING OF SENATE BILLS.

S. B. No. 4, by Benner X. Smith, "A Bill for an Act relating to malicious assaults with a deadly weapon or instrument, or by any means or force likely to produce great bodily injury upon the person of another by convicts undergoing a life sentence in the State Prison of this State, and providing a punishment therefor," was read the third time and passed by the following vote: Ayes, 18; noes, 0.

Those voting in the affirmative were: Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Smith, Benner X.; Smith, John Y.; Walton, Williams, Mr. President.

The title of the Bill was made the title of the Act.

PRESENTATION OF RESOLUTIONS.

S. C. R. No. 2, by Mr. Callister, "Be it Resolved by the Senate, the House of Representatives concurring, that a Special Committee consisting of four, two from the Senate and two from the House of Representatives, be appointed for the purpose of securing and perpetuating an adequate supply of water for the State Prison, and said Committee is hereby authorized and empowered to obtain the services of legal counsel to aid it in preserving and protecting the interests of the State to such water right," was read the first time and under the rules was laid upon the table for one day.

On motion of Mr. Callister the Senate adjourned at 3:30 o'clock to meet on Thursday at 2 p. m.

ELEVENTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 24, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by the Chaplain.

Senators Callister and Gardner were excused for the day.

The minutes of the tenth day's session were read and approved.

INTRODUCTION OF BILLS.

S. B. No. 29, by Mr. Park, "A Bill for an Act proposing an amendment to Section 4 of Article X of the Constitution of the State of Utah relating to the control, location, establishment, rights, immunities, franchises and endowments of the University of Utah and the Agricultural College," was read the first time and referred to the Committee on Education.

S. B. No. 30, by Mr. Park, "A Bill for an Act levying and directing the collection of a tax for the general maintenance of the University of Utah, including its several schools and colleges," was read the first time and referred to the Committee on Ways and Means.

READING OF BILLS OF THE SENATE THE THIRD TIME.

Senate Bill No. 8, by Mr. Hollingsworth, "A bill for an act amending Section 4580, Revised Statutes of Utah, 1898, relating to accusations against public officers by private parties," was read the third time and as amended was passed by the following vote: Ayes, 14; nays, 1; absent and not voting, 3.

Those voting in the affirmative were: Bullen, Clegg,

Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Smith, Benner X.; Walton, Williams, Mr. President.

Voting in the negative: Brinkerhoff.

Absent and not voting: Callister, Gardner and John Y. Smith.

The title of the bill was made the title of the Act.

CONSIDERATION OF RESOLUTIONS.

S. C. R. No. 2, by Mr. Callister, "Be it Resolved by the Senate, the House of Representatives concurring, that a Special Committee consisting of four, two from the Senate and two from the House of Representatives, be appointed for the purpose of securing and perpetuating an adequate supply of water for the State Prison, and said Committee is hereby authorized and empowered to obtain the services of legal counsel to aid it in preserving and protecting the interests of the State to such water right," was read the second time and referred to the Committee on Public Institutions.

On motion of Mr. Johnson the Senate adjourned until 2 p. m. on Friday.

TWELFTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 25, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the eleventh day's session were read and approved.

INTRODUCTION OF BILLS.

S. B. No. 31, by Mr. Park, "A Bill for An Act to amend Sections 1436 and 1438, Revised Statutes of Utah, 1898, as amended by the Laws of Utah, 1905, relating to the composition, appointment, duties, bonds and terms of office of the military staff of the commander-in-chief of the militia," was read the first time and referred to the Committee on Military Affairs.

S. B. No. 32, by Mr. Park, "A Bill for An Act amending Section 2050, Revised Statutes of Utah, 1898, fixing the salaries of certain State officers," was read the first time and referred to the Committee on Salaries.

S. B. No. 33, by Mr. Walton, "A Bill for An Act for the creation of the office of State Plant Pathologist," was read the first time and referred to the Committee on Agriculture and Irrigation.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, January 24, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to present to the Honorable Legislature of the State of Utah, the following recital of facts and accompanying suggestions, pertaining to the matter of mineral lands in the State:

On or about the fifth day of November, 1904, the State Board of Land Commissioners, by its president, Heber M. Wells, and its secretary, Byron Groo, entered into a contract to sell to George T. Badger certain lands which, according to the members of the respective sections, are school lands within the meaning of the Enabling Act. This contract was later transferred by Mr. Badger to Mr. Arthur Sweet, and by him it was carried out, the full amount charged by the Land Board for said lands, principal and interest, having been paid by Mr.

Sweet on January 4, 1907. On completion of this payment Mr. Sweet requested that patent for the lands be issued to him.

In the interim between the making of the contract and the completion of the payment for the lands, the Government, through its attorneys, intervened and asked that the patent be not granted, basing its request on the ground that the intent of the Enabling Act was not to give to the State for school purposes lands, the chief value of which consists in their mineral deposits; but that wherever lands are found to contain mineral the State has no authority to sell them.

Accordingly, complaint is now filed in the Circuit Court of the United States, Eighth Circuit, in and for the District of Utah, by Chas. J. Bonaparte, Attorney General of the United States; Hiram E. Booth, United States Attorney for the District of Utah, and associate counsel, asking that the contract made by the State with Mr. Badger and transferred by him to Mr. Sweet, be declared void, and that it be surrendered for cancellation; and that Mr. Sweet be directed to surrender up to the State of Utah all contracts and agreements had with the State of Utah for the purchase of any of the lands involved. This suit is now pending.

In view of these facts, and others which may appear, by which the Governor may be prevented from issuing patents for lands purchased and paid for, I have the honor to suggest that this Legislature immediately appoint a committee from its branches, learned in the law, to which this whole question may be submitted. That this committee consider the position of the State and the Government in the pending action, in order that the exact status of the mineral-bearing school lands of the State may be speedily determined.

I shall be pleased, as also, I am sure, the members and Secretary of the Land Board will be, to render all possible assistance to your committee in its consideration of this matter.

Very respectfully,

(Signed) JOHN C. CUTLER,
Governor.

The communication was referred to the Committee on Public Lands.

MISCELLENEOUS BUSINESS.

Mr. Callister was excused from attending the session of the Senate on Monday.

On motion of Mr. Hollingsworth, the Senate adjourned to meet at 2:00 p. m. on Monday.

FIFTEENTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 28, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by Elder Anton Nielson, the Chaplain having been excused for the day.

The minutes of the twelfth day's session were read and approved.

INTRODUCTION OF BILLS.

S. B. No. 34, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 182, Revised Statutes of Utah, 1898, relating to the municipal government of incorporated cities, the powers, duties and privileges of officers, and abolishing the office of Mayor and City Councilmen in cities of the first class," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 35, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 184 of the Revised Statutes of Utah, 1898, relating to the manner of choosing Trustees,

Mayors and Councilmen of cities," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 36, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 183 of the Revised Statutes of Utah, 1898, relating to the qualifications of officers of cities," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 37, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 225 of the Revised Statutes of Utah, 1898, relating to and providing for compensation of officers of cities," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 38, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 213, Revised Statutes of Utah, 1898, as amended by Chapter 24, Session Laws of 1899, and as further amended by Chapter 108, Session Laws of 1901, providing for the election of certain officers in the cities and towns of this State, and fixing the terms thereof," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Comittee.

S. B. No. 39, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 887, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1903, providing for the date of municipal elections and the terms of municipal officers," was read the first time and referred to the Comittee on County and Municipal Corporations, associated with the Judiciary Comittee.

S. B. No. 40, by Mr. Benner X. Smith, "A Bill for an Act to amend Sections 216 and 218, Revised Statutes of Utah, 1898, providing for the oath of office and execution, delivery and approval of bonds of city officers," was read the first time and referred to the Comittee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 41, by Mr. Benner X. Smith, "A Bill for an

Act to amend Sections 214 and 215, Revised Statutes of Utah, 1898, providing for the creation of offices for the good government of cities, to regulate and prescribe their powers, duties and compensation, and the manner of their appointment, term of office and removal," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 42, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 199, Revised Statutes of Utah, 1898, relating to the presiding officer of the Board of Trustees in cities of the first class and of the City Council in cities of the second class," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 43, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 197, Revised Statutes of Utah, 1898, relating to vacancies in city offices and the manner of filling the same," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 44, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 185, Revised Statutes of Utah, 1898, relating to the chief executive of cities," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 45, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 265, Revised Statutes of Utah, 1898, providing for the equalization of special taxes in cities," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 46, by Mr. Benner X. Smith, "A Bill for an Act to repeal Chapter 13, Revised Statutes of Utah, 1898, relating to Boards of Public Works in cities of the first class," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 47, by Mr. Benner X. Smith, "A Bill for an Act to amend Sections 403, 404, 405, 407, 408, 409, 410, 411, 413, 414, 415, 416, 417, 419, 420, 421 and 422, Revised Statutes of Utah, 1898, and to amend Sections 2 and 3 of Chapter 74 of the laws of Utah, 1901, regulating the insurance business and to amend Section 965, Revised Statutes of Utah, 1898, as amended by Chapter 60, laws of Utah, 1901, as amended by Chapter 127, laws of Utah, 1905, relating to fees to be collected by the Secretary of State and to enact three new sections, to be known as Sections 422-a, 422-b and 422-c, regulating the transaction of insurance business in this State by foreign and domestic insurance companies and associations," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 48, by Mr. Benner X. Smith, "A Bill for an Act amending Section 4394 of the Revised Statutes of Utah, 1898, relating to false personation and cheats," was read the first time and referred to the Judiciary Committee.

S. B. No. 49, by Mr. Bullen, "A Bill for an Act to amend Section 3129 of the Revised Statutes of Utah, 1898, relating to demand for jury trial," was read the first time and referred to the Judiciary Committee.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
January 25, 1907.

Mr. President:

Your Committee on Mines and Mining, to whom was referred S. B. No. 19, by Mr. Rasband, entitled "An Act providing that all mines in the State of Utah shall provide for emergency cases in case of accident, and providing a penalty therefor," beg leave to report that they have had the same under consideration and recommend that the bill be passed.

RASBAND,
Chairman.

Report adopted.

S. B. No. 19 was read the second time.

JUDICIARY COMMITTEE,
January 28, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 5, by Mr. Benner X. Smith, entitled "An Act providing for the revision, annotation and printing of the laws of Utah, and creating a Compilation Commission, appointment of commissions, and making an appropriation therefor," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

In Section 1, striking out line 1 and inserting in lieu therof the following: "Within ten days after the approval." In line 2, after the word "appoint" inserting the following: "By and with the advice and consent of the Senate." In line 3, after the word "shall" by inserting the following: "Be practicing attorneys at law in good standing at the bar of this State."

On page 2, line 2, after the word "conform" by inserting "as near as may be." In line 4, page 2, after the word "of" inserting the word "Utah."

Page 3, line 30, by striking out the words "twenty-five."

Page 3, line 3, after the word "of" insert the word "Utah."

Page 4, line 2, by striking out the word "seven" and substituting in lieu thereof the word "five."

And, as amended, that the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 5 was read the second time.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H.

B. No. 1, by Mr. Nephi U. S. C. Jensen, entitled "An Act to amend Section 2597 of the Revised Statutes of Utah, 1898, making taxes on real property a lien on the property on the second Monday in January." The same is herewith transmitted for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 1 was read the first time and referred to the Judiciary Committee.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Jan. 28, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I am requested to inform the honorable Legislature of the State of Utah that a concurrent resolution was passed by the Legislature of New York on March 23, 1906, relating to a proposed amendment to the Constitution of the United States, covering polygamy and polygamous cohabitation. It was forwarded to me, with the request that I transmit it to your honorable body. It is accordingly referred to you herewith.

As only one copy of the resolution was sent me, I respectfully ask that it be transmitted to the House of Representatives from the Senate.

Very Respectfully,
JOHN C. CUTLER,
Governor.

On motion of Mr. Lawrence the communication of the Governor, with the accompanying resolution was ordered transmitted to the House.

EXECUTIVE CHAMBER,
Salt Lake City, Jan. 25, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

In my official capacity as Chairman of the Board of

Examiners, there is frequently brought to my attention an item of expense in our judicial procedure which, I think, can be obviated. When a judge is transferred from his own district to another to try a case in which, for any reason, the regular judge of the district is disqualified, it is customary for him to take the official stenographer of his own court with him, instead of making arrangements for the stenographer of the district visited to do the work. This necessitates the payment of the mileage of the stenographer, as provided in Section 722, Revised Statutes, 1898. In some instances the bills for this item have been large, even in cases where the payment of mileage might have been obviated by the employment of the local stenographer.

I respectfully recommend that your honorable body so amend the section referred to as to make it obligatory on judges transferred from one district to another to employ the official stenographer of the district visited, except in cases where it appears that such arrangement cannot be made.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication read and referred to the Judiciary Committee.

EXECUTIVE CHAMBER,
Salt Lake, Jan. 25, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to make the following named appointment, and invite thereto the advice and consent of your honorable body:

To be Inspector General on the staff of the Commander-in-Chief, Mr. E. A. Wedgwood, of Salt Lake County.

Respectfully submitted,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE SESSION.

At this time the Senate went into executive session.

REGULAR SESSION RESUMED.

Upon regular session being resumed, the President announced that the Senate advised and consented to the following appointment made by the Governor: E. A. Wedgwood, of Salt Lake County, to be Inspector General on the staff of the Commander-in-Chief.

At 3 o'clock, on motion of Senator Johnson, the Senate adjourned until 2 p. m. tomorrow.

SIXTEENTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 29, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the fifteenth day's session were read and approved.

REPORT OF STANDING COMMITTEES.

COMMITTEE ROOM,
January 28, 1907.

Mr. President:

Your Committee on Public Lands, to whom was referred the communication of his excellency the Governor, dated January 24th, relating to the matter of mineral lands of the State, beg leave to report that we have met jointly with a like committee of the House and, having duly considered the same, recommend that a joint com-

mittee be appointed to consist of two from the Senate and three from the House of Representatives to more fully consider the same and recommend such action as may be necessary.

Respectfully,

WALTON,
Chairman.

The report was amended by increasing the number of Senators, to be appointed by the President, to three.

The President announced the following as such committee: Mr. Walton, Mr. Benner X. Smith and Mr. Hulaniski.

Mr. Bullen, chairman of the Committee on Printing, asked that Rule 48 be amended to read that 300 instead of 200 copies of Senate Bills be printed.

Carried.

THIRD READING OF SENATE BILLS.

S. B. No. 19, by Mr. Rasband, "A Bill for an Act providing that all mines in the State of Utah shall provide for emergency cases in case of accident and providing a penalty therefor," was read the third time and the title amended to read: "A Bill for an Act providing that all mines in the State of Utah shall provide for emergency cases in case of accident and providing a penalty for the violation thereof."

Mr. Hulaniski moved that the bill be recommitted to the Committee on Mines and Mining. Carried.

S. B. No. 5, by Mr. Benner X. Smith, "A Bill for an Act providing for the revision, annotation and printing of the Laws of Utah, and creating a compilation commission, appointment of Commissioners and making an appropriation therefor," was amended and read the third time and passed by the following vote: Ayes, 18; nays, 0. Those voting in the affirmative were Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband,

Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 29, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by the adoption of committee report, S. B. No. 4, by Mr. Benner X. Smith, relating to "Providing a death penalty for convicts undergoing a life sentence who make a malicious assault with a deadly weapon upon the person of another," and the same is herewith returned for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

MISCELLANEOUS BUSINESS.

Salt Lake City, Utah, Jan. 26, 1907.

To the President and
Members of the Senate.

Gentlemen:

I take the liberty of addressing this communication to you in your official capacity for the purpose of advising you that the writer will, at the proper time, appear before the appropriate committees of the two Houses to present to them for their consideration the advisability of the State of Utah participating in the Alaska-Yukon Pacific Exposition, which will be held in Seattle in 1909.

I have been appointed a special representative of the exposition to the States of Montana, Idaho and Utah, and it is my intention to appear before the respective Legislatures of those States and present the plan and scope of

the exposition, as well as all other details connected therewith.

I also desire to state that it will be my pleasure to place my time at the disposal of the individual members, from time to time, for the purpose of furnishing them any specific information which they may desire.

Respectfully yours,

(Signed) GEO. E. BOOS,
Special Commission, Alaska-Yukon Exposition, 1909.

Communication read and referred to the Committee on Appropriations.

PRESENTATION OF RESOLUTIONS.

S. C. R. No. 3, by Mr. Lawrence:

"WHEREAS, there is an alleged coal shortage existing in this State and conditions bordering on a fuel famine are causing anxiety and apprehension on the part of the citizens of Utah, and the mines, smelters, mills and other business enterprises of the State are hampered in their operations, and in some instances are either entirely inoperative, or threatened with becoming so, through inadequate coal supply; and,

"WHEREAS, it is publicly charged that there are grave irregularities, discriminations and impositions being practiced on the people of this State by the coal companies and public carriers in their charges and delivery of coal; and,

"WHEREAS, the public mind generally in this State is agitated on this question and the transportation problem in all its phases as affecting the prosperity and welfare of our citizens; now, therefore, be it

"RESOLVED, that, the House consenting thereto, a special joint committee, consisting of five members of the State Senate and five members of the House of Representatives, be, and the same is, hereby created, whose duty it shall be to fully investigate said conditions and charges and to report back to their respective bodies their

findings, with such recommendations as, in their judgment, will bring relief, and whether or not legislative action is necessary. That upon the passage of this resolution by both Houses the President shall appoint the members of the Senate to act upon such committee, and the Speaker of the House shall appoint the members of the House to act upon such committee; and be it further

"RESOLVED, that the said special joint committee be, and is hereby, authorized to subpoena witnesses, administer oaths and do all and everything necessary and proper to carry out the purposes for which said committee is appointed," was read the first time and, under the rules, was laid on the table for one day.

On motion of Mr. Clegg the Senate adjourned until 2 p. m. on Wednesday.

SEVENTEENTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 30, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present except Senator Williams, who was excused for the day.

Prayer by the Chaplain.

The minutes of the sixteenth day's session were read and approved.

REPORT OF STANDING COMMITTEES.

SENATE CHAMBER,
Salt Lake City, Jan. 29. 1907.

Mr. President:

Your Committee on Public Health, to which was referred S. B. No. 3, by Mr. Benner X. Smith, being "An Act to regulate the practice of medicine and surgery in the

State of Utah," have had the same under consideration and recommend that the bill be amended by adding after the word "members," page 1, line 5, the following: "Who should be representatives of the various recognized schools of medicine."

Page 6, line 32, after the word "use," add "of."

Page 9, line 8, strike out "title," insert "act."

Page 9, line 15, strike out "title 52, containing," insert "that."

Line 17, strike out "and said sections."

And, as amended, we recommend that the bill be passed.

Respectfully,

WALTON,
Chairman.

The report was adopted and S. B. No. 3 was read the second time.

COMMITTEE ROOM,
January 30, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 17, by Mr. Callister, "An Act providing for investigations of the proper use of irrigating water, and the reclamation of alkali lands," having had the same under consideration, recommend that the bill do not pass.

HENRY GARDNER,
Chairman.

Report adopted.

SENATE CHAMBER,
Salt Lake City, Jan. 29, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 28, by Mr. Johnson, being "An Act to regulate the practice of osteopathy in the State of Utah," and we recommend the following amendment: After the word "surgery," page 3, line 33, add "nor shall he advertise or hold himself out otherwise than as a doctor of osteopathy or as an osteopathic physician."

And, as so amended, we recommend that the bill be passed.

Respectfully,

WALTON,
Chairman.

The report was adopted and S. B. No. 28 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Jan. 29, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 1, by Mr. Jensen, entitled, "An Act to amend Section 2597 of the Revised Statutes of Utah, 1898, making taxes on real property a lien on the property on the second Monday in January," beg leave to report that they have had same under consideration, and offer the following amendment:

By striking out the annotation "real property," and, as amended, recommend that the bill be passed.

LAWRENCE,
Chairman.

The report was adopted and H. B. No. 1 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Jan. 29, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 9, by Mr. Lawrence, entitled "An Act amending Section 994 of the Revised Statutes of Utah, 1898, relating to fees of jurors and witnesses," beg leave to report that they have had same under consideration and offer the following amendments thereto:

1. In the title by adding the following: "and regulating the amount and payment of fees of expert witnesses."

2. In line 14 by adding "and the order allowing such

a fee shall constitute a judgment in favor of such expert witness and against the party calling such witness."

And, as amended, recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 9 was read the second time.

COMMITTEE ROOM,
Salt Lake City, Jan. 30, 1907.

Mr. President:

Your Committee on Mines and Minerals, to whom was recommitted S. B. No. 19, by Mr. Rasband, entitled "An Act providing that all mines in the State of Utah shall provide for emergency cases in case of accidents and providing a penalty for the violation thereof," having had same under consideration, recommend the following amendments:

1. Amend the title to read "An Act providing that all mines employing more than ten men in the State of Utah shall provide for the care of persons injured in case of accident and providing a penalty for the violation thereof."

2. On page 1, line 1, strike out the words "and every mine," and insert in lieu thereof "all mines."

3. On page 1, line 2, strike out the word "inside."

4. On page 1, line 24, strike out the words "not exceeding," and insert in lieu thereof "in any sum less than."

5. On page 1, line 25, after the word "not" insert the word "to."

6. On page 1, line 25, strike out the syllable "ing" in exceeding, and after the word "months" insert a comma and add "or by both such fine and imprisonment."

And, as amended, recommend that the bill be passed.

RASBAND,
Chairman.

Report adopted and S. B. No. 19 was read the second time.

COMMITTEE ROOM,
Salt Lake City, Jan. 30, 1907.

Mr. President:

Your Committee on Salaries, to whom was referred S. B. No. 32, by Mr. Park, entitled "An Act amending Section 2050, Revised Statutes of Utah, 1898, fixing the salaries of certain State officers," having had same under consideration, recommend the following amendments:

1. On page 1, line 15, strike out the word "twelve" and insert in lieu thereof the word "fifteen."

2. On page 1, line 23, strike out the word "three" and insert in lieu thereof the word "two."

And, as amended, recommend that the bill be passed

JOHN Y. SMITH,
Chairman.

The report of the committee adopted and S. B. No. 32 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Jan. 30, 1907.

Mr. President:

Your Committee on Public Institutions, to whom was referred S. B. No. 23, by Mr. Walton, entitled "An Act appropriating the sum of $1,500.00 to Albert L. Eastman, Sheriff of Rich County, State of Utah," beg leave to report that they have had the bill under consideration and offer the following amendments thereto, to-wit:

1. That the period at the end of the title be stricken out, a comma be substituted therefor, and the following then be added: "for services rendered the State and for bodily injuries sustained."

2. That in the title the letters "ex" be inserted before the word "Sheriff."

3. In line 3 the letters "ex" be inserted before the word "Sheriff."

4. In line 8, after the word "Eastman," a comma be inserted and the following words added: "and the filing with said State Auditor by said Albert L. Eastman of a written release of all claims and demands in full against the State of Utah for said injuries."

And, as amended, recommend that the bill be passed.

Attached hereto is the written statement of Dr. J. L. Wicks as to the extent of injuries sustained by said Albert L. Eastman.

HOLLINGSWORTH,
Chairman.

Report of committee adopted and S. B. No. 23 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Jan. 29, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 18, by Mr. Lawrence, by request, entitled "An Act providing for the preservation and disposition of the unclaimed dead bodies of convicts and other persons," beg leave to report that they have had the same under consideration and offer the following amendment thereto:

By adding to the title, after the word "persons," the following: "and providing that such bodies may be used for instruction in medical and surgical science," and, as amended, recommend that the bill be passed.

LAWRENCE,
Chairman.

Report of committee was adopted and S. B. No. 18 was read the second time.

INTRODUCTION OF BILLS.

S. B. No. 51, by Mr. Rasband, "An Act to amend Section 1, Chapter 87, Laws of Utah, 1901, prohibiting

the use of the device known as the 'slot machine' in this State, and prescribing a penalty for the violation of this act,'' was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 52, by Mr. Seely, ''A Bill regulating the service of stallions, bulls, jacks, rams and boars, and repealing Chapter 5 of the Revised Statutes of Utah, 1898,'' was read the first time and referred to the Committee on Live Stock.

S. B. No. 53, by Mr. Gardner, ''A Bill for an Act relating to interest upon the loan or forbearance of money, goods or things in action, providing a legal and a maximum rate of interest and prohibiting the contracting for or taking usurious interest and a forfeiture therefor, and providing a defence and remedy, and repealing Section 1241, Revised Statutes of Utah, 1898,'' was read the first time and referred to the Judiciary Committee.

S. B. No. 54, by Mr. Hulaniski, ''A Bill for an Act to approve, ratify, confirm and validate a conveyance by the State of Utah to the United States of America of all of the northwest quarter of the southwest quarter of Section thirty-two (32), in Township six (6) south, Range two (2) west of the Salt Lake Meridian, containing forty (40) acres, situated in Utah County, State of Utah, upon which the Post Cemetery of Fort Crittenden is located,'' was read the first time and referred to the Committee on Federal Relations.

READING OF BILLS THE THIRD TIME.

S. B. No. 3, by Mr. Benner X. Smith, ''A Bill for an Act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the matter of said regulation, and providing for the repeal of Sections 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742 of Title 52, Revised Statutes of Utah, 1898,'' was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were Senators Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Mr. Williams.

The title of the bill was made the title of the act.

S. B. No. 28, by Mr. Johnson, "A Bill for an Act to regulate the practice of osteopathy in the State of Utah and to provide for a State Board of Examination and Registration to license osteopths to practice in this State, and punish persons violating the provisions of this Act," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 2. Absent and not voting, 1.

Those voting in the affirmative were Senators Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Those voting in the negative were Senators Gardner and Rasband.

Absent and not voting, Mr. Williams.

The title of the bill was made the title of the act.

S. B. No. 19, by Mr. Rasband, entitled "An Act providing that all mines employing more than ten men in the State of Utah shall provide for the care of persons injured in case of accident and providing a penalty for the violation thereof," was amended and read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were Senators Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting, Mr. Williams.

The Title of the bill was made the title of the act.

H. B. No. 1, by Mr. Nephi U. S. C. Jensen, entitled

"An Act to amend Section 2597 of the Revised Statutes of Utah, 1898, making taxes a lien on real property as of the second Monday in January in each year," was amended and read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were Senators Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner H. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting, Messrs. Gardner, Lawrence and Williams.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 29, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted the report of the Committee on Public Lands, relating to the communication of His Excellency, the Governor, dated Jan. 24, relating to the matter of mineral lands of the State, and that the Speaker has appointed Representatives Nephius U. S. C. Jensen, Dean and Cottam as a special committee to meet with a committee from the Senate to consider said communication.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 29, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 15, by Mr. Kuchler, entitled, "An Act to amend Section 3367, Revised Statutes of Utah,

1898, relating to judgment and penalty in contempt cases."

The same is herewith transmitted for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

H. B. No. 15 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 30, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted H. R. No. 6, inviting the Honorable Senate of the State of Utah to join with the special committee of the House as already organized under H. R. No. 2, to enquire into the coal situation.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication read and laid on the table.

CONSIDERATION OF RESOLUTIONS.

The rules were suspended and S. C. R. No. 3, by Mr Lawrence:

"WHEREAS, there is an alleged coal shortage existing in this State and conditions bordering on a fuel famine are causing anxiety and apprehension on the part of the citizens of Utah, and the mines, smelters, mills and other business enterprises of the State are hampered in their operations, and in some instances are either entirely inoperative, or threatened with becoming so, through inadequate coal supply; and,

"WHEREAS, it is publicly charged that there are grave irregularities, discriminations and impositions being practiced on the people of this State by the coal com-

panies and public carriers in their charges and delivery of coal; and,

"WHEREAS, the public mind generally in this State is agitated on this question and the transportation problem in all its phases as affecting the prosperity and welfare of our citizens; now, therefore, be it

RESOLVED, that, the House consenting thereto, a special joint committee, consisting of five members of the State Senate and five members of the House of Representatives, be, and the same is, hereby created, whose duty it shall be to fully investigate said conditions and charges and to report back to their respective bodies their findings, with such recommendations as, in their judgment, will bring relief, and whether or not legislative action is necessary. That upon the passage of this resolution by both Houses the President shall appoint five members of the Senate to act upon such committee, and the Speaker of the House shall appoint five members of the House to act upon such committee; and be it further

"RESOLVED, that the said special joint committee be, and is hereby, authorized to subpoena witnesses, administer oaths and do all and everything necessary and proper to carry out the purposes for which said committee is appointed," was amended and read the second and third times and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting 1.

Those voting in the affirmative were Senators Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting, Mr. Williams.

MISCELLANEOUS BUSINESS.

Senator Callister was granted a leave of absence until Monday.

On motion of Senator Bullen the Senate adjourned until 2 p. m. tomorrow.

EIGHTEENTH DAY.

SENATE CHAMBER,
Salt Lake City, Jan. 31, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by the Chaplain.

At this time Senator Hollingsworth was called to the chair.

The minutes of the seventeenth day's session were read, amended and approved.

INTRODUCTION OF BILLS.

S. B. No. 55, by Mr. Miller, "A Bill for an Act granting power to Boards of County Commissioners to provide penalties for the violation of ordinances enacted by such boards," was read the first time and referred to the Committee on County and Municipal Corporations.

PRESENTATION OF PETITION.

S. P. No. 1, from L. E. Eggertsen and others for an additional appropriation for the maintenance of public high schools, was presented and referred to the Committee on Education.

READING OF SENATE BILLS THE THIRD TIME.

S. B. No. 32, by Mr. Park, "A Bill for an Act amending Section 2050, Revised Statutes of Utah, 1898, fixing the salaries of certain State officers," upon third reading was, on motion of Mr. John Y. Smith, recommitted to the Committee on Salaries.

S. B. No. 9, by Mr. Lawrence, "A Bill for an Act amending Section 994, Revised Statutes of Utah, 1898, relating to the fees of jurors and witnesses, and regulating the amount and payment of fees of expert wit-

nesses," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the Affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting, Callister, Johnson, John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 18, by Mr. Lawrence, entitled "An Act providing for the preservation and disposition of the unclaimed dead bodies of convicts and other persons, and providing that such bodies may be used for instruction in medical and surgical science, and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 3. Absent and not voting, 2.

Those voting in the Affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, John Y. Smith, Williams, Mr. President.

Those voting in the negative were: Messrs. Miller, Seely and Walton.

Absent and not voting: Messrs. Callister and Johnson.

The title of the bill was made the title of the act.

President Love at this time resumed the chair.

S. B. No. 23, by Mr. Walton, entitled "An Act appropriating the sum of $1,500.00 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State and for bodily injuries sustained," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the Affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski,

Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Callister, Johnson, John Y. Smith.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 30, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 34, by Mr. Westphal, "An Act making the owner of traction engines liable for all damages done by such traction engines to bridges and culverts upon public highways." The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 34 was read the first time and referred to the Committee on Highways and Bridges.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 30, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 27, by Mr. Robinson, "An Act to amend Section 4401, Chapter 46, of the Revised Statutes of Utah, 1898, regulating ore purchasers and making or publishing false assays." The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 27 was read the first time and referred to the Committee on Mines and Minerals.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Jan. 31, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to make the following named appointment, and invite thereto the advice and consent of your honorable body:

To be a member of the State Board of Corrections, Dr. G. B. Pfoutz, of Salt Lake County.

Respectfully submitted,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE SESSION.

At this time the Senate went into executive session.

REGULAR SESSION RESUMED.

Upon regular session being resumed the President announced that the Senate advised and consented to the appointment of Dr. G. B. Pfoutz, of Salt Lake County, to be a member of the State Board of Corrections.

At 3:30 o'clock, on motion of Mr. Benner X. Smith, the Senate adjourned until 2 p. m. on Friday.

NINETEENTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 1, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Senator Johnson excused for the day.

Prayer by Elder Anton Neilson, the Chaplain having been excused.

The minutes of the eighteenth day's session were read and approved.

REPORT OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Jan. 31, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 15, by Mr. Hulaniski, entitled "An Act making it a misdemeanor for any person to violate any of the provisions of the laws of this State or the ordinances of any county passed pursuant to the laws of this State authorizing the same, relating to the control, alteration, regulation and use of any and all public roads and highways in this State," beg leave to report that we have the same under consideration and recommend the following amendments:

1. Strike out from the title of said bill after the word "state," the following words: "authorizing the same, relating to the control, alteration, regulation and use of any and all public roads and highways in this state."

2. On page 1, line 3, after the word "state," strike out the word "authorizing."

3. On page 1, strike out all of lines four and five,

and, as amended, recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted and S. B. No. 15 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Jan. 31, 1907.

Mr. President:

Your Committee on Mines and Minerals, to whom was referred S. B. No. 26, by Mr. Miller, entitled "An Act to provide for ten feet of discovery work in ninety days, on all mining claims located, and repealing all acts and parts of acts in conflict herewith," beg to report that we have had same under consideration and recommend the following amendments thereto:

1. In the title, after the word "work," add "with."

2. In the title, after the word "in," strike out the words "ninety days," and insert in lieu thereof the words "six months after location."

3. In the title, before the word "mining," add the word "certain."

4. On page 1, line 1, strike out the words "ninety days" and insert in lieu thereof the words "six months."

5. On page 1, line 2, before the word "claim," add the word "mining."

And, as amended, recommend the bill be passed.

RASBAND,
Chairman.

Report adopted and S. B. No. 26 was read the second time.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day concurred in Senate Amendments to H. B. No. 1, by Mr. Nephi U. S. C. Jensen, "An Act to amend Section 2597 of the Revised Statutes of Utah, 1898, making taxes a lien on real property as of the second Monday in January in each year."

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

Salt Lake City, Jan. 31, 1907.
HOUSE OF REPRESENTATIVES,

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, under suspension of the rules, S. C. R. No. 3, by Mr. Lawrence, providing for an investigation of the existing coal shortage, and that the Speaker has appointed as the committee provided for therein Representatives Robinson, Tolton, Hone, Bowns and Barnett, and the same is returned herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The President appointed Senators Lawrence, Clegg, Hollingsworth, Johnson and Bullen to act with the committee of the House, as provided for in S. C. R. No. 3.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 31, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, with

amendments, H. J. M. No. 2, by Mr. Davis, memorializing the House of Representatives of the United States, to pass S. B. No. 3469, by Mr. Smoot, providing for pensions for Indian War veterans. The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and H. J. M. No. 2 was read the first time and referred to the Committee on Federal Relations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Jan. 31, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, with amendments, H. J. M. No. 1, by Mr. Thompson, requesting President Roosevelt to rescind his order concerning the withdrawal of coal lands from entry, and the same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and H. J. M. No. 1 was read the first time and referred to the Committee on Public Lands.

INTRODUCTION OF BILLS.

S. B. No. 56, by Mr. Brinkerhoff, "A Bill for an Act appropriating $2,000 to and for each county in this state for the improvement and repair of highways and bridges in the several counties of the State, and providing a method of expending the same," was read the first time and referred to the Committee on Highways and Bridges.

S. B. No. 57, by Mr. Seely, "A Bill for an Act regulating the sale of butter and requiring all packages of butter to be marked with the name of the manufacturer

and weight of same, and providing penalties for the violation of this act," was read the first time and referred to the Committee on Manufacturing and Commerce.

S. B. No. 58, by Mr. Hollingsworth, "A Bill for an Act to amend Section 2939 of the Revised Statutes of Utah, 1898, relating to the form of summons in civil actions," was read the first time and referred to the Judiciary Committee.

S. B. No. 59, by Mr. Hollingsworth, "A Bill for an Act to amend Section 2942 of the Revised Statutes of Utah, 1898, relating to the time within which, and in what case, a summons, or alias summons, may be issued and served in civil actions," was read the first time and referred to the Judiciary Committee.

S. B. No. 60, by Mr. Lawrence, "A Bill for an Act to secure the payment of labor performed and material furnished on public improvements," was read the first time and referred to the Judiciary Committee.

S. B. No. 61, by Mr. Benner X. Smith, by request, "A Bill for an Act amending Section 3683 of the Revised Statutes of Utah, 1898, relating to the service of summons from justices' courts, as amended by Chapter 70 of the Laws of Utah, 1899, and as amended by Chapter 93 of the laws of Utah of 1905," was read the first time and referred to the Judiciary Committee.

S. B. No. 62, by Mr. Benner X. Smith, by request, "A Bill for an Act amending Section 648 of the Revised Statutes of Utah, 1898, relating to the duties of and jurisdiction of constables," was read the first time and referred to the Judiciary Committee.

READING OF SENATE BILLS THE THIRD TIME.

Senator Walton was here called to the Chair.

S. B. No. 15, by Mr. Hulaniski, entitled "An Act making it a misdemeanor for any person to violate ordinances of any county passed pursuant to the laws of this State," was amended, read the third time and passed by

the following vote: Ayes, 11; nays, 4. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Benner X. Smith, John Y. Smith, Walton.

Those voting in the negative were: Messrs. Clegg, Park, Seely and Williams.

Absent and not voting: Messrs. Callister, Johnson and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 26, by Mr. Miller, "A Bill for an Act to provide for ten feet of discovery work within six months on certain mining claims located, and repealing all acts and parts of acts in conflict therewith," was read the third time and, on motion of Mr. Benner X. Smith, was recommitted to the Committee on Mines and Mining.

The President here resumed the Chair.

The Senate, on motion of Mr. Benner X. Smith, adjourned until 2:30 p. m. on Monday.

TWENTY-SECOND DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 4, 1907.

The Senate was called to order by President Love at 2:30 p. m.

Roll call; quorum present.

Senators Bullen and Gardner were excused for the day.

Prayer by the Chaplain.

The minutes of the nineteenth day's session were read and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 4, 1907.

The Honorable S. H. Love,
President of the Senate.
Dear Sir:

I have the honor to inform your honorable body that I am just in receipt of a telegram from Henry E. Reed, Director of Exploitation, to the effect that the Legislature of the State of Washington has passed bills appropriating one million dollars for the Alaska-Yukon Pacific Exposition, to be held at Seattle in 1909.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication read and referred to the Committee on Appropriations and Claims.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 4, 1907.

The Honorable S. H. Love,
President of the Senate.
Dear Sir:

I have the honor to inform your honorable body that there has been received at the Executive Office a warrant from the United States treasury at Washington, D. C., for $9,003.50, representing ten per centum of all money received during the fiscal year 1906 from the forest reserves of the United States located in Utah. As stated in my message to the Legislature, this amount is to be expended under the direction of your honorable body for the schools and roads of the various counties concerned.

The amount named above has been transmitted to the State Treasurer, with the instructions to create a new fund, entitled "The County Road and School Fund from Forest Reserves," subject to your action.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication read and referred to the Committee on Education and Highways and Bridges.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 24, by Mr. Nephi Jensen, entitled "An Act making it a crime to publish false or exaggerated statements concerning the affairs of corporations, and fixing a penalty therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 24 was read the first time and referred to the Committee on Private Corporations and Insurance.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 2, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 14, by Mr. Jackson, "An Act creating a commission to ascertain the feasibility of procuring subterranean waters for culinary purposes in dry land farming, and appropriating money for the expense thereof."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 14 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended H. B. No. 45, by Mr. Croft, changing the time when the Clerk of the School Board shall transmit to the County Superintendent a report of the school census.

The same is tranmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 45, by Mr. Croft, "An Act to amend Section 1826, Chapter 6 of the Revised Statutes of Utah, 1898, fixing the time of transmitting reports of school census," was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of representatives has this day passed, as amended, H. B. No. 47, by Mr. Croft, changing the time for taking the school census of city schools, and the same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 47, by Mr. Croft, "An Act to amend Sections 1906 and 1907, Revised Statutes of Utah, 1898, fixing the time for taking school census of city schools," was read the first time and referred to the Committee on Education.

PRESENTATION OF SENATE RESOLUTION.

S. R. No. 2, by Mr. Park:

"RESOLVED, That the Senate Committee on Education be and is hereby authorized to employ an expert

accountant, who, before entering upon his duties, shall take and subscribe the usual constitutional oath of office, to audit the books of the University of Utah and the Agricultural College of Utah to ascertain the disposition of appropriations made to these institutions in the years 1901, 1903 and 1905, and to charge any expense incurred to the contingent fund of the Senate. The committee is hereby further empowered to send for all books, papers and documents pertaining to these expenditures, which books, papers and documents shall be delivered to an officer of the Senate, who shall during their withdrawal from the respective institutions have charge and be responsible for the same."

The rules were suspended and S. R. No. 2 was read the first, second and third times and adopted by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President. Total, 16.

Absent and not voting, Senators Bullen and Gardner.

REPORT OF STANDING COMMITTEES.

Mr. President:

Your Committee on Mines and Minerals, to whom was referred S. B. No. 26, by Mr. Miller, entitled "An Act to provide for ten feet of discovery work in ninety days, on all mining claims located, and repealing all acts and parts of acts in conflict herewith," beg to report that we have considered the same, and recommend that the title be amended to read as follows:

"An Act to provide for ten feet of discovery work within six months after the location of certain mining claims, and repealing all acts and parts of acts in conflict herewith."

In line 1, strike out "ninety days," insert "six months."

In line 3, strike out "vein."

Strike out all of line four up to "depth," insert "claim."

Strike out part of lines 8 and 9, commencing with "cut" and ending with "and," and insert "be made for the purpose of developing the claim."

And, as amended, we recommend that the bill be passed.

RASBAND,
Chairman.

Report adopted.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 4, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 53, by Mr. Gardner, entitled "An Act relating to interest upon the loan or forbearance of money, goods or things in action, providing a legal and maximum rate of interest, and prohibiting the contracting for or taking usurious interest and a forfeiture thereof, and providing a defense and remedy and repealing Section 1241, Revised Statutes of Utah, 1898, beg leave to report that they have had same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 53 was read the second time.

INTRODUCTION OF BILLS.

S. B. No. 63, by Mr. Rasband, "A Bill for an Act amending Section 4261 of the Revised Statutes of Utah, 1898, relating to faro, roulette, etc., and providing a penalty for the violation thereof," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 64, by Mr. Benner X. Smith, "A Bill for

an Act to provide for the placing of witnesses under bonds and securing their testimony," was read the first time and referred to the Judiciary Committee.

S. B. No. 65, by Mr. Benner X. Smith, "A Bill for an Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor," was read the first time and referred to the Committee on Mines and Mining.

S. B. No. 66, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 2441 of the Revised Statutes of Utah, 1898, relating to the appointment and duties of the bank examiner," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 67, by Mr. Benner X. Smith, "A Bill for an Act providing for Juvenile Courts, the title, term of office and compensation of the judge therof, providing for a Juvenile Court Commission and specifying its duties, providing for clerks of said court, defining the jurisdiction of Juvenile Courts, providing for jurisdiction of District Courts in certain districts, defining and specifying the practice and procedure in Juvenile Courts, providing for appeals to the Supreme Court, providing for a reporter for the Juvenile Court, defining the duties of County Attorney, providing for probation officers and their duties and compensation, making disposition of fines in said courts, regulating the time and place of holding court and service of process, and repealing Chapter 117 of the Laws of Utah, 1905, and Section 4, Chapter 124, Laws of Utah, 1903," was read the first time and referred to the Judiciary Committee.

S. B. No. 68, by Mr. John Y. Smith, "A Bill for an Act to amend Section 2057, Revised Statutes of Utah, 1898, as amended by Chapter 71, Laws of Utah, 1899, and as amended by Chapter 81, Laws of Utah, 1905, relating to and regulating the salaries of county officers," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 69, by Mr. John Y. Smith, "A Bill for an Act to amend Section 2516 of Chapter 3, Title 67 of the

Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 70, by Mr. Hollingsworth, "A Bill for an Act creating 'the Utah Board of Commissioners for the promotion of uniformity of legislation in the United States," defining the manner of its appointment, its duties and powers, and making an appropriation for the payment of the actual and necessary expense thereof," was read the first time and referred to the Judiciary Committee.

THIRD READING OF SENATE BILLS.

S. B. No. 26, by Mr. Miller, "An Act providing for ten feet of discovery work within six months after the location of certain claims," was amended and read the third time and, on motion of Mr. Lawrence, was made the special order for tomorrow at 3 o'clock.

On motion of Senator Rasband the Senate adjourned until 2 o'clock on Tuesday.

TWENTY-THIRD DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 5, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present.

Prayer by the Chaplain.

The minutes of the twenty-second day's session were read and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 5, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I beg to enclose, for the information of your honorable body, a statement from the Treasurer of Salt Lake County, showing the amount of taxes paid by certain corporations in the county. From this statement I am led to believe that not all corporations are paying their just proportion of tax. Doubtless a similar showing would be made, if fuller statements were obtained from him, and from the treasurers of other counties. I would suggest that you investigate this matter, with the view of enacting legislation to secure equitable taxation of the various corporations in the State.

I observe that a bill has been introduced in the House of Representatives, to license all corporations, domestic and foreign, doing business in the State. I approve of such a measure, provided it can be made to apply to all corporations doing business in the State through commercial travelers; as this would secure considerable revenue from houses that are doing business in the State, but are paying practically nothing for the support of the State government.

In this connection, if anything can be done to obtain revenue from the large mail order houses operating in the State, from abroad, and paying nothing in the way of tax or license, it would be very desirable. Of course you understand that all legislation along these lines must be very carefully guarded in order to be able to stand the Constitutional test, and not conflict with the provisions of the Inter-State Commerce Act.

I shall be pleased to confer with your committee on Ways and Means, or with any of the members of your honorable body, as may be desired.

Respectfully submitted,
JOHN C. CUTLER,
Governor.

Salt Lake City, Feb. 2, 1907.

Hon, John C. Cutler, Governor,
City.

My Dear Sir:

Replying to your request, I desire to submit herewith a statement showing the amount of taxes paid for the year 1906, by the following named mining companies, as shown by the tax roll of Salt Lake County, for said year, in my office:

U. S. Mining Company	$ 1,775.24	
U. S. Smelting Company	13,961.68	
		$15,736.92
Utah Consolidated Mining Company		50,276.80
Bingham Consolidated Mining Company		7,874.31
Utah Apex Mining Company		78.66
American Smelting & Refining Company		24,561.17
Boston Consolidated Mining Company		5,508.00
Utah Copper Company		3,644.36
Total		$107,680.22

Very truly yours,
J. A. GROESBECK,
County Treasurer.

The communication was read and referred to the Committee on Ways and Means.

COMMITTEE REPORTS.

COMMITTEE ROOM,
Salt Lake City Feb. 5, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 14, by Mr. Hulaniski, entitled "An Act to amend Section 4296 of the Revised Statutes of Utah, 1898, relating to operating, running, managing, controlling or driving any vehicle, conveyance, or car, or riding or driving any animal over or upon any public road, street, highway, public square or school ground at a dangerous speed, and providing a penalty therefor," beg leave to report that they have had the same under consideration and recommend that the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted and S. B. No. 14 was read the second time.

COMMITTEE ROOM,
Salt Lake City, Feb. 4, 1907.

Mr. President:

Your Committee on Elections, to which was referred S. B. No. 13, by Mr. Hulaniski, entitled "An Act amending Section 839, Revised Statutes of Utah, 1898, providing for the arrangement of the official ballot for elections and that the name of a candidate shall appear but once, and under but one emblem, on the official ballot," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

RASBAND,
Chairman.

Report adopted and S. B. No. 13 was read the second time.

COMMITTEE ROOM,
Salt Lake City Feb. 5, 1907.

Mr. President:

Your Committee on Public Lands, to which was referred H. J. M. No. 1, by Mr. Thompson, relating to withdrawal of coal lands, beg to report that they have had the same under consideration and recommend the following amendments thereto:

1. In line 1, after the word " "Representatives," strike out the word "the" and insert in lieu thereof the word "and."

2. I line 2, strike out the word "concurring," and, as amended, recommend that the bill be passed.

WALTON,
Chairman,

Report adopted and H. J. M. No. 1 was read the second time.

COMMITTEE ROOM,
Salt Lake City Feb. 5, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred H. B. No. 34, by Mr. Westphal, entitled "An

Act making the owner or owners of traction engines liable for all damages done by such traction engines to bridges and culverts upon public highways," beg leave to report that they have had the same under consideration and recommend that the bill be not passed.

JOHN H. SEELY,
Chairman.

Report adopted.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 5, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day appointed a Conference Committee, consisting of Representatives Westphal, Davis and Long, to meet with a like committee from the Senate to consider H. B. No. 34, by Mr. Westphal, entitled, "An Act making the owner or owners of traction engines liable for all damages done by such traction engines to bridges and culverts upon public highways."

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

The communication was read and, on motion of Senator Johnson, was laid upon the table.

INTRODUCTION OF BILLS.

S. B. No. 71, by Mr. Hollingsworth, "A Bill for an Act amending Section 2104 of the Revised Statutes of Utah. 1898, relating to 'Utah State School for the Deaf and Dumb,' and fixing its location; changing its name to and continuing it as a body corporate under the name of 'Utah School for the Deaf,' fixing its location, confirming and perpetuating unto said Utah School for the Deaf the rights, immunities, franchises and endowments heretofore granted or conferred unto the 'Utah State School for the Deaf and Dumb,' and continuing in force for the use of said Utah School for the Deaf any unexpended bal-

ances of appropriations made for the Utah State School for the Deaf and Dumb," was read the first time and referred to the Committee on Public Institutions.

S. B. No. 72, by Mr. Benner X. Smith, by request, "A Bill for an Act providing for the sale, mortgage or lease of the estate of persons under guardianship, and repealing Section 4015, Revised Statutes of Utah, 1898," was read the first time and referred to the Judiciary Committee.

S. B. No. 73, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 201, Revised Statutes of Utah, 1898, providing for meetings of Boards of Trustees in cities of the first class and the City Council in cities of the second and third classes, and providing for rules and regulations governing said meetings," was read the first time and referred to the Committee on County and Municipal Corporations, associated with the Judiciary Committee.

S. B. No. 74, by Mr. Park, "A Bill for an Act to amend Section 2050, Revised Statutes of Utah, 1898, fixing the annual salaries of certain officers," was read the first time and referred to the Committee on Salaries.

READING OF SENATE BILLS THE THIRD TIME.

S. B. No. 53, by Mr. Gardner, "A Bill for an Act relating to interest upon the loan or forbearance of money, goods or things in action, providing a legal and a maximum rate of interest and prohibiting the contracting for or taking usurious interest and a forfeiture therefor, and providing a defense and remedy, and repealing Section 1241, Revised Statutes of Utah, 1898," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 3. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Williams, Mr. President.

Those voting in the negative were. Messrs. Bullen. John Y. Smith and Walton.

The title of the bill was made the title of the act.

SPECIAL ORDER.

S. B. No. 26, by Mr. Miller, "An Act to provide for ten feet of discovery work within six months after the location of certain mining claims, and repealing all acts and parts of acts in conflict herewith," made the special order for 3 p. m., was, on motion of Mr. Miller, deferred until tomorrow at 3 p. m.

On motion of Senator Williams the Senate adjourned until 2 p. m. on Wednesday.

TWENTY-FOURTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 6, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present except Senator Brinkerhoff, who was excused for the day.

Prayer by the Chaplain.

The minutes of the twenty-third day's session were read and approved.

COMMUNICATION FROM THE GOVERNOR

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 6, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to transmit to your honorable body for your information and action, the enclosed communication from the Salt Lake Commercial Club, through its secretary and board of governors, suggesting that the proper authorities at Washington be requested to thoroughly investigate the possible effect of the formation

of the "Salton Sea" on the climate of the arid region.

I am informed that a joint resolution asking for such an investigation has been introduced in the House of Representatives, and I approve of its adoption. I shall be pleased to co-operate with the Senate and the House in bringing this matter to the attention of the general government.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication read and referred, with accompanying documents, to the Committee on Agriculture and Irrigation.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 5, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 7, by Mr. Pedersen, entitled "An Act to amend Sections 1183 and 1184, Revised Statutes of Utah, 1898, relating to marriage and defining the qualifications which persons must have in order that they may marry."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 7 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 6, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, H. B. No. 1, by Mr. Nephi U. S. C. Jensen, entitled "An Act to amend Section 2597 of the Revised Statutes of Utah, 1898, making taxes a

lien on real property as of the second Monday in January in each year," and the same is transmitted herewith for your signature.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 1 was signed by the President in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

REPORTS OF STANDING COMMITTEES.

COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 22, by Mr. Callister, entitled "An Act to amend Section 2, Chapter 59, Session Laws of Utah, 1901, as amended by Chapter 68, Session Laws of Utah, 1905, creating the reservoir land grant fund and providing for the procuring of reservoir sites and the construction of reservoirs for the purpose of supplying water to State and other lands and authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completing of reservoirs, whether public or private," beg leave to report that they have had same under consideration and recommend the following amendments thereto:

1. In line 5, strike out the words "reservoir to be constructed by."

2. In line 6, strike out the word "state."

3. In line 17, after the word "private," insert the following words: "at a rate of interest not to exceed 5 per cent per annum."

4. After line 20 insert the following: "Provided that no such loan shall be made except the same be se-

cured by a first lien upon improved real estate or established water rights, nor in an amount to exceed forty per cent of the cash value of such securities at the time the loan is made." And, as amended, recommend the bill be passed.

GARDNER,
Chairman.

Report adopted and S. B. No. 22 was read the second time.

COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committee on Live Stock, to whom was referred S. B. No. 52, by Mr. Seely, entitled "A Bill regulating the service of stallions, bulls, jacks, rams and boars, and repealing Chapter 5 of the Revised Statutes of Utah, 1898," beg leave to report that they have had the same under consideration and recommend the following amendments thereto:

1. On page 1, line 4, strike out the words "one year," and insert in lieu thereof the words "eighteen months."

2. On page 1, line 5, strike out the words "birth of the same," and insert in lieu thereof the words "date of service."

3. On page 1, line 13, after the word "range," insert " a forest reserve"; after the word "state" insert "more than"; after the word "twenty" insert "head of," and in the word "females" strike out the "s."

4. On page 1, line 16, the words "Short Horn" should commence with capital letters.

5. On page 1, line 17, the word "Herdford" should be spelled "Hereford"; the words "Hereford," "Angus," "Galloway," "Red Polled," or "Polled Durham," should commence with capital letters.

6. On page 2, line 1, strike out the word "registered."

7. On page 2, line 5, strike out the words "the same" and insert in lieu thereof the word "them."

8. On page 2, line 8, after the word "service," insert the following: "for which a charge is made."

9. On page 2, line 9, strike out the word "generally"; also strike out the word "herd-book," and insert in lieu thereof the following: "association approved by the United States government."

10. On page 2, line 15, after the word "representing," insert the word "it."

11. On page 2, line 16, strike out the words "such animal"; after the word "pure-bred," insert "thoroughbred," and a comma.

12. On page 2, line 17, strike out the words "any person," and insert in lieu thereof the word "shall"; change the word "violating" to the word "violate." And, as amended, recommend the bill be passed.

CLEGG,
Chairman.

Report adopted and S. B. No. 52 was read the second time.

INTRODUCTION OF BILLS.

S. B. No. 75, by Mr. Park, "A Bill for an Act to regulate the stamping of articles of merchandise made of gold or alloys of gold and providing a penalty for violation thereof," was read the first time and referred to the Committee on Manufacturers and Commerce.

S. B. No. 76, by Mr. Seely, by request, "A Bill for an Act to amend Section 4871, Revised Statutes of Utah, 1898, providing that jurors sworn to try a criminal action shall not be permitted to separate," was read the first time and referred to the Judiciary Committee.

S. B. No. 77, by Mr. Hollingsworth, "A Bill for an Act proposing amendments to Sections 2 and 4 of Article 10 of the Constitution of the State of Utah, relating to the Agricultural College and State University and con-

solidating the same under the name of the University of Utah and confirming and perpetuating unto the said University of Utah and its several schools and departments all the rights, immunities, franchises and endowments heretofore granted or conferred unto the Agricultural College and the University of Utah," was read the first time and referred to the Committee on Education.

S. B. No. 78, by Mr. Park, "A Bill for an Act regulating the stamping, marking or branding of articles of merchandise composed in whole or in part of silver, and defining the meaning and use of the words "sterling," "sterling silver," "solid silver," "coin" or "coin silver," and providing a penalty for the violation thereof," was read the first time and referred to the Committee on Manufactures and Commerce.

READING OF SENATE BILLS THE THIRD TIME.

S. B. No. 13, by Mr. Hulaniski, "A Bill for an Act amending Section 839, Revised Statutes of Utah, 1898, providing for the arrangement of the official ballot for elections and that the name of a candidate shall appear but once and under but one emblem on the official ballot," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 4. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Rasband, Seely, John Y. Smith, Walton, Mr. President.

Those voting in the negative were: Messrs. Lawrence, Miller, Park and Williams.

Absent and not voting, Messrs. Brinkerhoff and Benner X. Smith.

The title of the bill was made the title of the act.

S. B. No. 14, by Mr. Hulaniski, "A Bill for an Act to amend Section 4296 of the Revised Statutes of Utah, 1898, relating to operating, running, managing, controlling or driving any vehicle, conveyance, or car, or riding

or driving any animal over or upon any public road, street, highway, public square or school ground at a dangerous speed and providing a penalty therefor," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen and Benner X. Smith.

The title of the bill was made the title of the act.

SPECIAL ORDER.

S. B. No. 26, by Mr. Miller, "An Act to provide for ten feet of discovery work within six months after the location of certain mining claims, and repealing all acts and parts of acts in conflict herewith," which was made a special order for 3 p. m. was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting, Messrs. Brinkerhoff and Bullen.

The title of the bill was made the title of the act.

CONSIDERATION OF MEMORIALS.

H. J. M. No. 1, by Mr. Thompson, relating to withdrawal of coal lands, was read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski,

Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting, Senator Brinkerhoff.

At 3:30 o'clock, on motion of Senator Lawrence, the Senate adjourned until 2 p. m. on Thursday.

TWENTY-FIFTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 7, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present; Senators Brinkerhoff and Park were excused for the day.

Prayer by the Chaplain.

The minutes of the twenty-fourth day's session were read and approved.

PRESENTATION OF PETITION.

S. P. No. 2, by Mr. Miller, from the Board of County Commissioners of Washington County, asking for an appropriation of $5,500 towards building a bridge over the Rio Virgin River, was read and referred to the Committee on Highways and Bridges.

COMMUNICATIONS.

A communication from the Commercial Club, asking that the Legislative Assembly pass an act authorizing the City of Salt Lake to take an official census of its present population, was read and referred to the Committee on Elections.

Also a communication from the Commercial Club of Salt Lake City transmitting for the consideration of the Senate a copy of certain resolutions concerning the Alaska-Yukon-Pacific Exposition to be held at Seattle, Washington, in 1909, as passed by the Board of Governors, was read and the communication and resolution was referred to the Committee on Appropriations and Claims.

REPORT OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committee on Manufactures and Commerce, to whom was referred S. B. No. 57, by Mr. Seely, entitled "An Act regulating the manufacture and sale of butter and requiring all packages of butter to be marked with the name of the manufacturer and weight of same, and providing penalties for the violation of this act," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title to read as follows: "An Act regulating the manufacture and sale of butter and requiring all packages of butter to be marked with the name and address of the manufacturer and weight of same, and providing penalties for the violation thereof."

2. In line 1, before the word "each," insert the word "on," and after the word "butter," insert "manufactured and."

3. In line 2, before the word "shall," insert the word "there," and after the word "shall," insert the word "be."

4. In line 11, after the word "thirty," insert the word "two," and after the word "ounces," insert the following: "and said butter shall not contain more than

16 per cent water," and, as amended, recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted and S. B. No. 57 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committee on Federal Relations and Memorials to Congress, to whom was referred H. J. M. No. 2, by Mr. Davis, entitled "Memorializing the House of Representatives of the United States, to pass S. B. No. 3469, by Mr. Smoot, providing for pensions for the Indian War veterans," beg leave to report that they have had same under consideration, and recommend that the resolution be adopted.

E. T. HULANISKI,
Chairman.

Report adopted and H. J. M. No. 2 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committee on Federal Relations, to whom was referred S. B. No. 54, by Mr. Hulaniski, entitled "An Act to approve, ratify, confirm and validate a conveyance by the State of Utah to the United States of America of all the northwest quarter of the southwest quarter of Section thirty-two (32), in Township six (6) South, Range two (2) West of the Salt Lake Meridian, containing forty (40) acres, situate in Utah County, State of Utah, upon which the post cemetery of Fort Crittenden is located," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

E. T. HULANISKI,
Chairman.

Report adopted and S. B. No. 54 was read the second time.

The Judiciary Committee, associated with the Committee on County and Municipal Corporations, presented favorable reports on S. B.'s Nos. 34 to 46 inclusive, and, on motion of Mr. John Y. Smith, were recommitted.

INTRODUCTION OF BILLS.

S. B. No. 79, by Mr. Hulaniski, "A Bill for an Act defining the boundary lines of Ogden City, and repealing all laws in conflict therewith," was read the first time and referred to the Committee on County and Municipal Corporations.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, under suspension of the rules, S. B. No. 5, by Mr. Benner X. Smith, entitled "An Act providing for the revision, annotation and printing of the Laws of Utah, and creating a Compilation Commission, appointment of commissioners, and making an appropriation therefor."

The same is transmitted herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 5 was referred to Committee on Engrossed and Enrolled Bills.

READING OF SENATE BILLS THE THIRD TIME.

Senator Hollingsworth was called to the chair.

S. B. No. 22, by Mr. Callister, "A Bill for an Act to amend Section 2, Chapter 59, Session Laws of Utah,

1901, as amended by Chapter 68, Session Laws of Utah, 1905, creating the reservoir land grant fund and providing for the procuring of reservoir sites and the construction of reservoirs for the purpose of supplying water to State and other lands, and authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs, whether public or private," was amended, read the third time and made the special order for tomorrow at 3 p. m.

S. B. No. 52, by Mr. Seely, entitled "A Bill regulating the service of stallions, bulls, jacks, rams and boars; and repealing Chapter 5, Title 2 of the Revised Statutes of Utah, 1898," was amended, read the third time and passed by the following vote: Ayes, 10; nays, 2. Absent and not voting, 4. Excused, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Seely, John Y. Smith, Walton.

Those voting in the negative were: Messrs. Gardner and Rasband.

Excused from voting: Messrs. Lawrence and Benner X. Smith.

Absent and not voting: Messrs. Brinkerhoff, Park, Williams and Mr. President.

The title of the bill was made the title of the act.

On motion of Senator Johnson the Senate adjourned until 2 p. m. tomorrow.

TWENTY-SIXTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 8, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present; Senator Brinkerhoff was excused for the day.

Prayer by the Chaplain.

The minutes of the twenty-fifth day's session were read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 5, by Mr. Benner X. Smith, entitled "An Act providing for the revision, annotation and printing of the Laws of Utah, and creating a Comilation Commission, appointment of commissioners, and making an appropriation therefor," respectfully report that they have carefully engrossed and enrolled the same, and herewith present the act to you for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted and S. B. No. 5 was signed by the President in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 61, by Mr. Benner X. Smith, entitled "An Act amending Section 3683 of the Revised Statutes of Utah, 1898, relating to the service of summons from justices' courts, as amended by Chapter 70 of the Laws of Utah, 1898, and as amended by Chapter 93 of the Laws of Utah, 1905," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In lines 6 and 7, strike out the annotation "Summons from justices' courts, by whom served."

2. In line 22, correct the spelling of the word "constable."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 61 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 58, by Mr. Hollingsworth, entitled "An Act to amend Section 2939 of the Revised Statutes of Utah, 1898, relating to the form of summons in civil actions," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 58 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 34, by Mr. Benner X. Smith, entitled "An Act to amend Section 182, Revised Statutes of Utah, 1898, relating to the municipal government of incorporated cities, the powers, duties and privileges of officers, and abolishing the office of Mayor and City Councilmen in cities of the first class," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. After and part of the title add: "the number of and the manner of electing councilmen in cities of the second and third classes."

2. In line 15, before the word "duties," insert the word "rights."

And, as amended, we recommend that the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 34 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 35, by Mr. Benner X. Smith, entitled "An Act to amend Section 184 of the Revised Statutes of Utah, 1898, relating to the manner of choosing trustees, Mayors and councilmen of cities," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

In the title, strike out the word "choosing," and insert in lieu thereof the word "electing"; and after the word "trustees," add the word "auditors."

And, as amended, recommend that the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 35 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 36, by Mr. Benner X. Smith, entitled "An Act to amend Section 183 of the Revised Statutes of Utah, 1898, relating to the qualifications of officers of cities," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

In the title, after "qualification of," add "certain elective."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 36 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 37, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 225 of the Revised Statutes of Utah, 1898, relating to and providing for compensation of officers of cities," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

In line 5, after the letters "th," add the letter "e."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 37 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 38, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 213, Revised Statutes of Utah, 1898, as amended by Chapter 24, Session Laws of 1899, and as further amended by Chapter 108, Session Laws of 1901, providing for the election of certain officers in the cities and towns of this State and fixing the terms thereof," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Add at the end of the title "and abolishing the offices of Mayor and City Councilmen in cities of the first class, and providing that no election shall be held hereafter for the offices of Mayor, City Councilmen, City Recorder, City Treasurer and City Attorney."

2. Page 2, line 2, strike out the words "at noon," and insert the word "meridian."

3. Page 1, line 23, change the word "offices" to "officers," and strike out the word "said."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.
B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 38 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and

Municipal Corporations, to whom was referred S. B. No. 39, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 887, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1903, providing for the date of municipal elections and the terms of municipal officers," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In the last line of the title, before the word "municipal," insert the word "certain."

2. On page 1, line 26, strike out the figure "8" and insert in lieu thereof the figure "3."

3. On page 2, line 8, strike out the figure "8" and insert in lieu thereof the figure "3"; and after the letters "fiv" add the letter "e."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.
B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 39 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 40, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Sections 216 and 218, Revised Statutes of Utah, 1898, providing for the oath of office and execution, delivery and approval of bonds and city officers," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In the fourth line of the title, strike out the word "and," and after the word "approval" add "and filing."

2. In line 19, after the figures "$20,000," add the words "conditioned as above."

3. In line 21, after the figures "$30,000," add the words "conditioned as above."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.
B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 40 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 41, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Sections 214 and 215, Revised Statutes of Utah, 1898, providing for the creation of offices for the good government of cities, to regulate and prescribe their powers, duties and compensation, and the manner of their appointment, term of office and removal," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

B. X. SMITH,
Chairman County and Municipal Corporations.
LAWRENCE,
Chairman Judiciary Committee.

Report adopted and S. B. No. 41 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B.

No. 42, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 199, Revised Statutes of Utah, 1898, relating to the presiding officer of the Board of Trustees in cities of the first class and of the City Council in cities of the second class," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 42 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 43, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 197, Revised Statutes of Utah, 1898, relating to vacancies in city offices and the manner of filling the same," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

At the end of line 11 add the following: "Should the Board of Trustees fair for thirty days to fill the vacancy in the board then the auditor shall sit as a member of the board for the purpose only of choosing some person to fill said vacancy."

And, as amended, recommend that the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 43 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 44, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 185, Revised Statutes of Utah, 1898, relating to the chief executive of cities," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

In line 9, before the word "powers," insert the word "rights."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.
B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 44 was read the sec ond time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No .45, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 265, Revised Statutes of Utah, 1898, providing for the equalization of special taxes in cities," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.
B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 45 was read the sec ond time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 46, by Mr. Benner X. Smith, entitled "A Bill for an Act to repeal Chapter 13, Revised Statutes of Utah, 1898, relating to Boards of Public Works in cities of the first class," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 46 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 6, 1907.

Mr. President:

Your Committees on Judiciary and County and Municipal Corporations, to whom was referred S. B. No. 73, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 201, Revised Statutes of Utah, 1898, providing for meetings of Boards of Trustees in cities of the first class and the City Council in cities of the second and third classes, and providing for rules and regulations governing said meetings," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman Judiciary Committee.

B. X. SMITH,
Chairman County and Municipal Corporations.

Report adopted and S. B. No. 73 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Public Institutions, to whom was referred S. B. No. 71, by Mr. Hollingsworth, entitled "An Act amending Section 2104 of the Revised Statutes of Utah, 1898, Relating to 'Utah State School for the Deaf and Dumb,' and fixing its location; changing its name to and continuing it as a body corporate under the name of 'Utah School for the Deaf,' fixing its location, confirming and perpetuating unto said Utah School for the Deaf the rights, immunities, franchises and endowments heretofore granted or conferred unto the 'Utah State School for the Deaf and Dumb,' and continuing in force for the use of said Utah School for the Deaf any unexpended balances of appropriations made for the Utah State School for the Deaf and Dumb," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted and S. B. No. 71 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 59, by Mr. Hollingsworth, entitled "An Act to amend Section 2942 of the Revised Statutes of Utah, 1898, relating to the time within which, and in what case, a summons, or alias summons, may be issued and served in civil actions," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 59 was read the second time.

COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 56, by Mr. Brinkerhoff, entitled "An Act appropriating $2000.00 to and for each county in this State for the improvement and repair of highways and bridges in the several counties of this State, and providing a method of expending the same," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted and S. B. No. 56 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 62, by Mr. Benner X. Smith, entitled "An Act amending Section 648 of the Revised Statutes of Utah, 1898, relating to the duties of and jurisdiction of constables," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 7, after the word "all," insert the word "civil."

2. In line 10, after the word "law," add the following: "provided all criminal process and notices may be executed, served and returned by him within his county."

3. In line 11, after the word "upon," strike out the words "its passage and."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 62 was read the second time.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 37, by Mr. Richards, entitled "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, increasing the salary of the State Superintendent of Public Instruction," and the same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 37 was read the first time and referred to the Committee on Salaries.

PRESENTATION OF RESOLUTIONS.

S. J. R. No. 1, by Mr. Hollingsworth, proposing an amendment to Section 9 of Article IV of the Constitution of the State of Utah, relating to elections, was read the first time and, under the rules, was laid upon the table for one day.

INTRODUCTION OF BILLS.

S. B. No. 80, by Mr. Hulaniski, "A Bill for an Act to amend Section 328, Revised Statutes of Utah, 1898, providing that domestic corporations shall keep books within this State and shall hold their meetings of directors and stockholders within this State," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 81, by Mr. Gardner, "A Bill for an Act relating to water users' associations organized in con-

formity with the requirements of the United States, and providing for the recording of the articles of incorporation and stock subscriptions," was read the first time and referred to the Committee on Agriculture and Irrigation.

S. B. No. 82, by Mr. Hollingsworth, "A Bill for an Act amending Sections 4, 5, 8, 9, 10, 11, 12 and 13 of Chapter 85 of the Laws of Utah, 1905, relating to the use of voting machines," was read the first time and referred to the Committee on Elections.

S. B. No. 83, by Mr. Hollingsworth, "A Bill for an Act imposing a license tax on itinerant venders, peddlers and canvassers of agricultural and domestic implements and machinery and wagons, buggies, vehicles and other articles; providing for the collection thereof and providing a penalty for the violation hereof," was read the first time and referred to the Committee on Manufactures and Commerce.

S. B. No. 84, by Mr. Hollingsworth, "A Bill for an Act amending Section 1893, Revised Statutes of Utah, 1898, relating to schools in cities of the first and second classes," was read the first time and referred to the Committee on Eudcation.

S. B. No. 85, by Mr. Hollingsworth, "A Bill for an Act amending Section 1775, Revised Statutes of Utah, 1898, relating to the apportionment of the school fund," was read the first time and referred to the Committee on Education.

S. B. No. 86, by Mr. Hollingsworth, "A Bill for an Act to amend Section 273 of the Revised Statutes of Utah, 1898, as amended by the Laws of Utah, Chapter 131, Page 153, concerning notice of intention to levy local assessments in cities," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 87, by Mr. Bullen, "A Bill for an Act to amend Section 3148 of the Revised Statutes of Utah, 1898, relating to requested instructions to the jury," was

read the first time and referred to the Judiciary Committee.

S. B. No. 88, by Mr. Benner X. Smith, by request, "An Act appropriating $5,000 to Lafayette Chidester for meritorious services rendered to the State of Utah and for permanent bodily injuries sustained," was read the first time and referred to the Committee on Appropriations and Claims.

THIRD READING OF BILLS.

S. B. No. 57, by Mr. Seely, entitled "An Act regulating the manufacture, quality and sale of butter, and requiring all wrappers or packages of butter to be marked with the name and address of the manufacturer and weight of same, and providing penalties for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Benner X. Smith.

The title of the bill was made the title of the act.

S. B. No. 54, by Mr. Hulaniski, entitled "An Act to approve, ratify, confirm and validate a conveyance by the State of Utah to the United States of America of all of the northwest quarter of the southwest quarter of Section thirty-two (32), in Township six (6) South, Range two (2) West of the Salt Lake Meridian, containing forty (40) acres in Utah County, State of Utah, upon which the post cemetery of Fort Crittenden is located," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski,

Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Benner X. Smith.

The title of the bill was made the title of the act.

H. J. M. No. 2, by Mr. Dorius, memorializing the House of Representatives of the United States, to pass S. B. No. 3469, by Mr. Smoot, providing for pensions for the Indian War veterans, was read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Benner X. Smith.

SPECIAL ORDER.

S. B. No. 22, by Mr. Callister, entitled "An Act to amend Section 2, Chapter 59, Laws of Utah, 1901, as amended by Chapter 68, Laws of Utah, 1905, creating the Land Grant fund and providing for the procuring of reservoir sites and the construction of reservoirs for the purpose of supplying water to State and other lands and authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs, whether public or private," which was made the special order for 3 p. m., was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

READING OF SENATE BILLS THE THIRD TIME.

Upon motion of Mr. Lawrence all rules were suspended and the following bills were called up for third reading:

S. B. No. 59, by Mr. Hollingsworth, entitled "An Act to amend Section 2942 of the Revised Statutes of Utah, 1898, relating to the time within which, and in what case, a summons or alias summons, may be issued and served in civil actions," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0. Absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Gardner, Lawrence and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 58, by Mr. Hollingsworth, entitled "An Act to amend Section 2939 of the Revised Statutes of Utah, 1898, relating to the form of summons in civil actions," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 61, by Mr. Benner X. Smith, entitled "An Act amending Section 3683 of the Revised Statutes of Utah, 1898, relating to the service of summons from justices' courts, as amended by Chapter 70 of the Laws of Utah, 1899, and as amended by Chapter 93 of the Laws of Utah, 1905," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 62, by Mr. Benner X. Smith, entitled "An Act amending Section 648 of the Revised Statutes of Utah, 1898, relating to the duties of and jurisdiction of constables in civil cases," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Park and Seely.

The title of the bill was made the title of the act.

S. B. No. 71, by Mr. Hollingsworth, entitled "An Act amending Section 2104 of the Revised Statutes of Utah, 1898, relating to 'Utah State School for the Deaf and Dumb' and fixing its location; changing its name to and continuing it as a body corporate under the name of 'Utah School for the Deaf,' fixing its location, confirming and perpetuating unto said Utah School for the Deaf the rights, immunities, franchises and endowments heretofore granted or conferred unto the 'Utah State School for the

Deaf and Dumb,' and continuing in force for the use of said Utah School for the Deaf any unexpended balances of appropriations made for the Utah State School for the Deaf and Dumb,'' was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0. Absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Callister, Benner X. Smith and John Y. Smith.

The title of the bill was made the title of the act.

On motion of Senator Hollingsworth, the Senate adjourned until Monday at 2 p. m.

TWENTY-NINTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 11, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present; Senators Brinkerhoff and Callister were excused for the day.

Prayer by the Chaplain.

The minutes of the twenty-sixth day's session were read and approved.

PRESENTATION OF PETITIONS.

S. P. No. 2, by Mr. Miller, from Thomas Judd and others, St. George, Utah, protesting against the creation of a Railroad Commission, was read and referred to the Committee on Railroads.

S. P. No. 3, by Mr. Miller, from citizens of New Harmony, Utah, asking for an appropriation of $1,000 on roads in Washington County, was read and referred to the Committee on Highways and Bridges.

Communication from the B. F. Pexiotto Lodge, No. 421, Independent Order B'nai B'rith, was read and referred to the Committee on Federal Relations.

PRESENTATION OF MEMORIALS.

S. J. M. No. 1, by Mr. Hulaniski, memoralizing the Senate of the United States not to pass S. B. No. 7618 in its present form, etc., was read the first time and referred to the Committee on Federal Relations.

INTRODUCTION OF BILLS.

S. B. No. 89, by Mr. Hollingsworth, "A Bill for an Act concerning land titles; registration of titles; recorders made ex-officio registrars; bringing land under act; form of application for initial registration of title to land; registration of land title; registering the title; the rights of registered owners; transfer; mortgages, leases and other charges; attorneys in fact; transmission; trusts, conditions and limitations; dealings of assignees, receivers, masters, etc.; tax sales; lis pendens-judgments-decrees-notice, attachment-execution, etc.; liens; memorial of adverse claim, etc.; proceedings in chancery; indices; indemnity fund; proceedings to recover compensation for loss or damage; penalties; fees; and adoption by counties," was read the first time and referred to the Judiciary Committee.

S. B. No. 90, by Mr. Hulaniski, "An Act to amend Sections 1, 5, 6, 10, 11, 13 and 14 of Chapter 137, Laws of Utah, 1903, and to regulate the practice of barbering, the registering and licensing of persons to carry on such practice, and to insure the better education of such practitioners and to insure better sanitary conditions in barber shops and to prevent the spreading of disease in the State of Utah," was read the first time and referred to the Committee on Public Health.

S. B. No. 91, by Mr. Rasband, "A Bill for an Act appropriating $25,000.00 for the purpose of locating, surveying and constructing roads and building bridges in the territory embraced within the former Uintah Indian Reservation, situated in Wasatch and Uintah Counties," was read the first time and referred to the Committee on Appropriations and Claims.

S. B. No. 92, by Mr. Walton, "A Bill for an Act providing for the creation of the office of State Veterinarian, and defining the duties thereof, and to provide for the control and support of dangerous, contagious and infectious diseases of animals," was read the first time and referred to the Committee on Public Health.

S. B. No. 93, by Mr. Hollingsworth, "A Bill for an Act enacting two sections of the Revised Statutes of Utah, 1898, to be known as Sections 4334-A, 4334-B, and amending Sections 4334, 4335, 4336, 4337 and 4338 of the Revised Statutes of Utah, 1898, as amended by Chapter 19 of the Laws of Utah, 1905, relating to burglary in the first, second and third degrees, defining the same and the penalties therefor," was read the first time and referred to the Judiciary Committee.

S. B. No. 94, by Mr. Hollingsworth, "A Bill for an Act incorporating and establishing the 'Utah School for the Feeble-Minded,' providing for its government, defining its purposes, making an appropriation for the erection and furnishing of a suitable building therefor, and for its maintenance," was read the first time and referred to the Committee on Public Institutions, associated with the Committee on Appropriations and Claims.

S. B. No. 95, by Mr. Benner X. Smith, "A Bill for an Act to codify and revise certain laws of this State providing for the formation and powers of railroad corporations and defining certain rights and powers of such corporations, including the power to acquire, hold, guarantee and dispose of corporate stocks, bonds and other securities and to acquire and operate or develope boats, mines and lands; and to repeal the following acts and parts of acts, namely: Chapter 26, Laws of Utah, 1901; Chapter

108, Laws of Utah, 1903; Section 443 of the Revised Statutes of Utah, 1898, as amended by Chapter 29, Laws of Utah, 1905, and Section 444 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1905," was read the first time and referred to the Committee on Railroads.

S. B. No. 96, by Mr. Benner X. Smith, "A Bill for an Act to amend Sections 1147, 1149, 1151 and 1166 and to repeal Section 1152 of the Revised Statutes of Utah, 1898, relating to homestead," was read the first time and referred to the Committee on Public Lands.

S. B. No. 97, by Mr. Hollingsworth, "A Bill for an Act authorizing cities of the first class to take an official census in any year except in the year when a State or United States census is taken," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 98, by Mr. Gardner, "A Bill for an Act providing for investigations and demonstrations of arid land farming in various localities of the State, and making appropriation therefor," was read the first time and referred to the Committee on Agriculture and Irrigation.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 8, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, S. B. No. 5, by Mr. Benner X Smith, entitled, "An Act providing for the revision, annotation and printing of the Laws of Utah, and creating a Compilation Commission, appointment of commissioners, and making an appropriation therefor."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 5 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H B. No. 19, by Mr. Robinson, "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Session Laws of Utah, 1901, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization and defining its duties."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 19 read the first time and referred to the Committee on Ways and Means.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 18, by Mr. Robinson, "An Act to amend Sections 2513, 2559, 2560 and 2584, Revised Statutes of Utah, 1898, as amended by Chapter 68, Session Laws of Utah, 1899, and Section 2562, Revised Statutes of Utah, 1898, as amended by Chapter 126, Session Laws of Utah, 1901, in relation to taxation and defining of powers and duties of the State Board of Equalization."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 18 was read the first time and referred to the Committee on Ways and Means.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, under suspension of the rules, H. J. R. No. 4, providing for a suitable commemoration of Washington's Birthday, and the appointment of a committee to make arrangements therefor.

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. J. R. No. 4 was read the first time and referred to the Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 64, by Mr. Benner X. Smith, entitled "An Act to provide for the placing of witnesses under bonds and securing their testimony," beg leave to report that they have had the same under consideration, and recommend the following amendment hereto:

In line 21, after the word "testifying," add the following: "Provided, however, That it be satisfactorily shown to the court that the witness is dead or insane or

cannot with due diligence be found within the State," and, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 64 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 7, 1907.

Mr. President:

Your Committee on Manufactures and Commerce, to whom was referred S. B. No. 78, by Mr. Park, entitled "A Bill for an Act regulating the stamping, marking or branding of articles of merchandise composed in whole or in part of silver, and defining the meaning and use of the words 'sterling,' 'sterling silver,' 'solid silver,' 'coin' or 'coin silver,' and providing a penalty for the violation thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted and S. B. No. 78 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 7, 1907.

Mr. President:

Your Committee on Manufactures and Commerce, to whom was referred S. B. No. 75, by Mr. Park, entitled "A Bill for an Act to regulate the stamping of articles of merchandise made of gold or alloys of gold, and providing a penalty for the violation thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted and S. B. No. 75 was read the second time.

READING OF SENATE BILLS THE THIRD TIME.

Mr. Walton was called to the chair.

S. B. No. 34, by Mr. Benner X. Smith, entitled "An Act to amend Section 182, Revised Statutes of Utah, 1898, relating to the municipal government of incorporated cities, the rights, powers, duties and privileges of officers, and abolishing th offices of Mayor and City Councilmen in cities of the first class, the number of and the manner of electing councilmen in cities of the second and third classes," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 35, by Mr. Benner X. Smith, entitled "An Act to amend Section 184 of the Revised Statutes of Utah, 1898, relating to the manner of choosing trustees, Mayors and councilmen of cities," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 36, by Mr. Benner X. Smith, entitled "An Act to amend Section 183 of the Revised Statutes of Utah, 1898, relating to the qualifications of officers of cities,"

was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 37, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 225 of the Revised Statutes of Utah, 1898, relating to and providing for compensation of officers of cities," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Callister and Johnson.

The title of the bill was made the title of the act.

S. B. No. 38, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 213, Revised Statutes of Utah, 1898, as amended by Chapter 24, Laws of Utah, 1899, and as further amended by Chapter 108, Laws of Utah, 1901, providing for the election of certain officers in the cities and towns of this State and fixing the terms thereof, and abolishing the offices of Mayor and City Councilmen in cities of the first class and providing that no election shall be held hereafter for the offices of Mayor, City Councilmen, City Recorder, City Treasurer and City Attorney in cities of the first class," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 39, by Mr. Benner X. Smith, entitled "A Bill for an act to amend Section 887, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1903, providing for the date of municipal elections and the terms of municipal officers," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 40, by Mr. Benner X. Smith, entitled "A Bill for an act to amend Sections 216 and 218, Revised Statutes of Utah, 1898, providing for the oath of office and execution, delivery and approval of bonds and city officers," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 41, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Sections 216 and 218, Revised Statutes of Utah, 1898, providing for the oath of office and execution, delivery, approval and filing of bonds of city officers," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 42, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 199, Revised Statutes of Utah, 1898, relating to the presiding officer of the Board of Trustees in cities of the first class and of the City Council in cities of the second class," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Callister and Johnson.

The title of the bill was made the title of the act.

S. B. No. 43, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 197, Revised Statutes of Utah, 1898, relating to vacancies in city offices and the manner of filling the same," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence,

Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Callister and Johnson.

The title of the bill was made the title of the act.

S. B. No. 44, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 185, Revised Statutes of Utah, 1898, relating to the chief executive of cities," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 45, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 265, Revised Statutes of Utah, 1898, providing for the equalization of special taxes in cities," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 46, by Mr. Benner X. Smith, entitled "A Bill for an Act to repeal Chapter 13 of Title 10, Revised Statutes of Utah, 1898, relating to Boards of Public Works in cities of the first class, and abolishing the offices

of members of the Board of Public Works of cities of the first class," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

S. B. No. 73, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Section 201, Revised Statutes of Utah, 1898, providing for meetings of Board of Trustees in cities of the first class and the City Council in cities of the second and third classes, and providing for rules and regulations governing said meetings," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Callister.

The title of the bill was made the title of the act.

CONSIDERATION OF RESOLUTIONS.

S. J. R. No. 1, by Mr. Hollingsworth, proposing an amendment to Section 9 of Article IV of the Constitution of the State of Utah, relating to elections, which was read the first time and, under the rules, was laid upon the table for one day, was called up and referred to the Judiciary Committee.

An invitation from the Commercial Club of Ameri-

can Fork, inviting the Senate to attend a grand ball on Wednesday evening, was read and, on motion of Mr. John Y. Smith, was accepted.

On motion of Senator Bullen the Senate adjourned until 2 p. m. on Tuesday.

THIRTIETH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 12, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present except Senator Rasband, who was excused for the day.

Prayer by Elder Neilson.

The minutes of the twenty-ninth day's session were read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 55, by Mr. Miller, entitled "An Act granting power to Boards of County Commissioners to provide penalties for the violation of ordinances enacted by such boards," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed as a law covering the same subject has already passed the Senate.

BENNER X. SMITH,
Chairman.

Report read and S. B. No. 55 was read the second time and, on motion of Mr. Bullen, was placed on the calendar for regular order of proceedure.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 21, by Mr. Hollingsworth, entitled "An Act requiring cities of the first and second classes to award contracts for public improvements to lowest bidders, after publication of notice, and forbidding the adoption of plans for any such improvements which require the exclusive use of any patented article or process protected by any trade mark, or any article or process wholly controlled by any person, firm or corporation, or combination thereof," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted and S. B. No. 21 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 51, by Mr. Rasband, entitled "An Act to amend Section 1, Chapter 87, Laws of Utah, 1901, prohibiting the use of the device known as the 'Slot Machine' in this State and prescribing a penalty for the violation of this act," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted and S. B. No. 51 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 12, by Mr. Hulaniski, entitled "An Act to amend Section 2062 of the Revised Statutes of Utah, 1898, as amended by Chapter 27, Session Laws of 1903, providing that salaries of county officers shall be full compensation for all services rendered and providing for the compensation of deputy county officers," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

BENNER X. SMITH,
Chairman.

Report read and S. B. No. 12 was read the second time and, on motion of Mr. Benner X. Smith, was placed on the calendar for regular order of proceedure.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 11, by Mr. Hulaniski, entitled "An Act to amend Section 2059 of the Revised Statutes of Utah, 1898, providing that members of the Board of County Commissioners shall not receive any compensation other than that provided in Section 2057, Revised Statutes, and an allowance for pay for special committee work and expenses," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

BENNER X. SMITH,
Chairman.

Report read and S. B. No. 11 was read the second time and, on motion of Mr. Benner X. Smith, was placed on the calendar for regular order of proceedure.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 8, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 27, by Mr. Bullen, entitled "An Act to amend Section 1360 of the Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes and the levy of a tax therefor," beg to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 8, strike out "may" and insert "must"; strike out "not to exceed."

2. In line 9, after "dollar," insert "and may levy a tax of not to exceed two-thirds of one mill on the dollar"; after "class" insert "may levy a tax."

And, as amended, recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted and S. B. No. 27 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 63, by Mr. Rasband, entitled "An Act amending Section 4261 of the Revised Statutes of Utah, 1898, relating to faro, roulette, etc., and providing a penalty for the violation thereof," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted and S. B. No. 63 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 68, by Mr. John Y. Smith, entitled "An Act to amend Section 2057, Revised Statutes of Utah, 1898, as amended by Chapter 71, Laws of Utah, 1899, and as amended by Chapter 81, Laws of Utah, 1905, relating to and regulating the salaries of county officers," beg leave to report that they have considered the same, and recommend that the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted and S. B. No. 68 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 11, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 69, by Mr. John Y. Smith, entitled "An Act to amend Section 2516 of Chapter 3, Title 67 of the Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, and Section 2547, Revised Statutes of Utah, 1898," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In the title, after "1905," add "and Section 2547, Revised Statutes of Utah, 1898."

2. On page 1, line 3, after the figures "1905," insert the following: "and Section 2547, Revised Statutes of Utah, 1898."

3. On page 1, line 5, before the first "the," insert the figures "2547."

4. On page 2, line 10, after the word "taxation," add the following:

"On or before the first Monday in each year, the Assessor must complete his assessment book. He must take and subscribe an affidavit in the assessment book, to be substantially as follows: "I,....., the Assessor of .....County, do swear that before the first Monday in May,....., I made diligent inquiry and examination and visited and inspected, either personally or by deputy, all of the property within the county subject to assessment by me; that the same has been assessed on the assessment book equally and uniformly according to the best of my judgment, information and belief, at its full cash value; that I have faithfully complied with all the duties imposed on the Assessor under the revenue laws; and that I have not imposed any unjust or double assessments through malice or ill will or otherwise, or allowed anyone to escape a just and equal assessment through favor or reward, or otherwise.' The Assessor shall not be paid or draw any compensation for accrued services until such affidavit is taken and subscribed. A failure to take or subscribe such affidavit, or any affidavit, will not in any manner affect the validity of the assessment."

And, as amended, recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted and S. B. No. 69 was read the second time.

COMMUNICATION.

NATIONAL GUARD OF UTAH,
HEADQUARTERS FIRST INFANTRY,
Salt Lake City, Feb. 11, 1907.

The Honorable Stephen H. Love,
President of the Senate, City.

Sir:

I have the honor in behalf of the officers and men of the National Guard of Utah, situated in Salt Lake City, to request the honor of the attendance of the members of the seventh Legislature of Utah, your ladies and as many

of your friends as you may choose to invite, to an informal reception and dance, at the National Guard Armory, Monday, February 18, 1907.

Yours, respectfully

W. G. WILLIAMS,
Major First Infantry, Commanding.

Upon motion of Senator Park the invitation was accepted.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. J. M. No. 4, by Mr. Sutton, petitioning President Roosevelt to rescind his order concerning mineral lands.

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. J. M. No. 4 was read the first time and referred to the Committee on Mines and Minerals.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 11, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

Section 7, Article 13 of the Constitution of the State of Utah provides that when the assessed valuation of the State shall reach two hundred million dollars, the levy for the State and State school purposes shall not exceed

five mills; and when the assessed valuation shall be three hundred millions, the rate shall not exceed four mills. The present rate of levy is eight mills; five for the State and three for the State school purposes. If with the increase of valuation to two hundred million dollars the rate of tax shall be lowered to five mills, and with the increasing needs of the schools, three mills shall still be allowed to them, ony two mills would remain for State purposes. This would mean a revenue of only $400,000 a year. The valuation this year will be about $150,000,000, and the revenue obtained for State purposes will be about $750,000 per year. This, as you know, is not enough to meet the necessary expenses of the State government. It can readily be seen how inadequate the tax would be at the decreased rate, even if the needs of the State should not increase. It is evident, therefore, that an amendment to the Constitution is imperatively necessary. In my opinion the present Legislature should provide for this amendment. During the past three years the assessed valuation of property in the State has increased about twenty million dollars. We have every reason to expect a much more rapid increase during the next four years. There is every indication that during that time the valuation of two hundred millions will have been reached. Under the Constitution as at present this would result in an automatic reduction of revenue so violent as to seriously cripple every State institution. Therefore, the urgent necessity that the proposed amendment shall be submitted to the people for their vote at the next State election. This matter is respectfully submitted to your honorable body for careful consideration.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication read and referred to the Committee on Ways and Means.

READING OF SENATE BILLS THE THIRD TIME.

On motion of Mr. Brinkerhoff S. B. No. 56 was recommitted to the Committee on Highways and Bridges.

S. B. No. 75, by Mr. Park, "A Bill for an Act to regulate the stamping of articles of merchandise made of gold or alloys of gold and providing a penalty for violation thereof," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0. Absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Callister, Rasband and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 78, by Mr. Park, "A Bill for an Act regulating the stamping, making or branding of articles of merchandise composed in whole or in part of silver, and defining the meaning and use of the words 'sterling,' 'sterling silver,' 'solid silver,' 'coin' or 'coin silver,' and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Johnson and Rasband.

The title of the bill was made the title of the act.

S. B. No. 64, by Mr. Benner X. Smith, "A Bill for an Act to provide for the placing of witnesses under bonds and securing their testimony," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth,

Hulaniski, Johnson, Lawrence, Miller, Park, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Rasband and John Y. Smith.

The title of the bill was made the title of the act.

INTRODUCTION OF BILLS.

S. B. No. 99, by Mr. Gardner, by request, "A Bill for an Act providing that delinquent water taxes levied by cities and towns, to be placed on the tax rolls of the county," was read the first time and referred to the Judiciary Committee.

S. B. No. 100, by Mr. Gardner, by request, "A Bill for an Act creating the office of State Chemist, defining his duties and fixing his salary," was read the first time and referred to the Judiciary Committee.

S. B. No. 101, by Mr. Gardner, "An Act appropriating $470.00 from the State Treasury to the Strawberry Valley Water Users' Association, a corporation, to reimburse said association for excess fees paid to the Secretary of State upon the filing of said association's articles of incorporation with the Secretary of State," was read the first time and referred to the Committee on Appropriations and Claims.

S. B. No. 102, by Mr. Walton, "A Bill for an Act to amend Section 816 of the Revised Statutes of Utah, 1898, as amended by Chapter 128 of the Session Laws of 1905, relating to the registration of voters," was read the first time and referred to the Committee on Elections.

S. B. No. 103, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 3 of Chapter 45 of the Laws of Utah, 1899, and defining the duties and powers of the Board of Health in respect to the abatement of nuisances," was read the first time and referred to the Committee on Public Health.

S. B. No. 104, by Mr. Benner X. Smith, by request, "A Bill for an Act making it a misdemeanor for a bailee from a livery stable to fail to return, to put to another use, to injure or to cruelly treat the subject of the bailment; also making it a misdemeanor for a bailor of a livery stable keeper to designedly defeat the livery stable keeper's lien," was read the first time and referred to the Judiciary Committee.

S. B. No. 105, by Mr. Benner X. Smith, by request, "A Bill for an Act to amend Section 1401 of the Revised Statutes of Utah, 1898, and to extend the scope and operation of a livery stable keeper's lien," was read the first time and referred to the Judiciary Committee.

On motion of Senator Hollingsworth the Senate adjourned to meet at 2:30 p. m. on Wednesday.

THIRTY-FIRST DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 13, 1907.

The Senate was called to order by President Love at 2:30 p. m.

Roll call; all Senators present.

Prayer by the Chaplain.

The minutes of the thirtieth day's session were read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred H. B. No. 18, by Mr. Robinson, entitled "An

Act to amend Sections 2513, 2559, 2560 and 2584, Revised Statutes of Utah, 1898, as amended by Chapter 68, Session Laws of Utah, 1899, and Sections 2562, Revised Statutes of Utah, 1898, as amended by Chapter 126, Session Laws of Utah, 1901, in relating to taxation and defining of powers and duties of the State Board of Equalization," beg to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In the title, strike out the word "session" in two places.

2. In line 3, strike out the word "session."

3. Strike out the word "session" where it appears after "Chapter 126."

And, as amended, recommend the bill be passed.

MILLER,
Chairman.

Report adopted and H. B. No. 18 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 76, by Mr. Seely, entitled "An Act to amend Section 4871, Revised Statutes of Utah, 1898, providing that jurors sworn to try a criminal action shall not be permitted to separate," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

A majority of your Committee on Judiciary, to whom was referred S. J. R. No. 1, by Mr. Hollingsworth, entitled

"Proposing an amendment to Section 9 of Article IV of the Constitution of the State of Utah, relating to elections," beg leave to report that they have had the same under consideration, and recommend the resolution be not passed.

LAWRENCE,
Chairman.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

A minority of your Committee on Judiciary, to whom was referred S. J. R. No. 1, by Mr. Hollingsworth, entitled "Proposing an amendment to Section 9 of Article IV of the Constitution of the State of Utah, relating to elections, beg leave to report that they have had the same under consideration, and recommend that the resolution be passed.

HOLLINGSWORTH.

Motion by Mr. Lawrence to adopt the majority report carried.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred H. B. No. 19, by Mr. Robinson, entitled "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Session Laws of Utah, 1901, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization and defining its duties," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In the title, in the second line, strike out the word "session."

2. On page 1, line 2, strike out the word "session."

And, as amended, recommend the bill be passed.

MILLER,
Chairman.

Report adopted and H. B. No. 19 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Salaries, to whom was referred S. B. No. 74, by Mr. Park, entitled "An Act to amend Section 2050, Revised Statutes of Utah, 1898, fixing the annual salaries of certain State officers," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

In line 7, after the word "court," strike out the word "eight" and insert in lieu thereof the word "ten."

And, as amended, recommend the bill be passed.

JOHN Y. SMITH,
Chairman.

Report adopted and S. B. No. 74 was read the second time.

SENATE CHAMBER,
SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred H. B. No. 14, by Mr. Jackson, entitled "An Act creating a commission to ascertain the feasibility of procuring subterranean waters for culinary purposes in arid land farming, and appropriating money for the expense thereof," having had the same under consideration, offer as a substitute therefor S. B. No. 109, entitled "A Bill for an Act making an appropriation to

ascertain the feasibility of procuring subterranean waters for culinary purposes," and recommend that the substitute bill be passed.

Respectfully,

GARDNER,
Chairman.

Report adopted and S. B. No. 109 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Salaries, to whom was referred H. B. No. 37, by Mr. Richards, entitled "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, increasing the salary of the State Superintendent of Public Instruction," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 5, write out in full the amounts "$4,000" and "$3,000."

2. In line 6, write out in full the amounts "$1,500," "$2,000" and "$3,000."

3. In line 7, write out in full the amount "$2,000."

And, as amended, recommend the bill be passed.

JOHN Y. SMITH,
Chairman.

Report adopted and H. B. No. 37 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 7, by Mr. H. A. Pedersen, entitled "An Act to amend Sections 1183 and 1184, Revised Statutes of

Utah, 1898, relating to marriage and defining the qualifications which persons must have in order that they may marry," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. At the end of line 16 add the following: "provided the last disqualification shall not apply to a female over the age of forty-five years."
2. By striking out all of page 2.

And, as amended, recommend the bill as passed.

LAWRENCE,
Chairman.

Report adopted and H. B. No. 7 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 20, by Mr. Hollingsworth, entitled "An Act to amend Section 3367, Revised Statutes of Utah, 1898, relating to judgment and penalty in contempt cases," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed, as the subject matter is covered by H. B. No. 15.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 15, by Mr. Kuchler, entitled "An Act to amend Section 3367, Revised Statutes of Utah, 1898, relating to judgment and penalty in contempt cases," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

In the last line, strike out the words "three months" and insert in lieu thereof the words "thirty days."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted and H. B. No. 15 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 70, by Mr. Hollingsworth, entitled "An Act creating 'The Utah Board of Commissioners for the Promotion of Uniformity of Legislation in the United States'; defining the manner of its appoinments, its duties and powers, and making an appropriation for the payment of the actual and necessary expense thereof," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted and S. B. No. 70 was read the second time.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 31, by Mr. Cottam, "An Act amending Sections 1 and 3, Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax is insufficient."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 31 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 74, by Mr. Croft, "An Act to prevent and suppress the sale of cigarettes or cigarette paper and to provide a penalty for the violation of the same."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 74 was read the first time and referred to the Committee on Public Health.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 66, by Mr. Larsen, "An Act amending Section 1962, Revised Statutes of Utah, 1898, as amended by Chapter 95, Laws of Utah, 1905, providing that parents, guardians or other persons having control of children of certain ages, shall be required to send such children to school during certain periods."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 66 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, H. J. M. No. 2, by Mr. Dorius, "Memorializing the House of Representatives of the United States to pass S. B. No. 3469, by Mr. Smoot, providing for pensions for the Indian War veterans."

The same is transmitted herewith for your signature

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. J. M. No. 2 was signed by the President in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, H. J. M. No. 1, by Mr. Thompson, relating to coal lands, and the same is transmitted herewith for your signature.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. J. M. No. 1 was signed by the President of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 12, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed, as amended, H. B. No. 51, by Mr. Richards, "An Act to amend Section 4224, Revised Statutes of Utah, 1898, making the husband a competent witness against the wife, and the wife against the husband, in certain cases," and the same is herewith transmitted for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 51 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 112, by Mr. Cottam, "An Act amending Chapter 68, Laws of Utah, 1905, entitled 'An Act in relation to the making of false representation in writing by a person, or corporation or association, of his or its assets or financial responsibility for the purpose of obtaining credit thereon, and providing a penalty therefor.'"

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 112 was read the first time and referred to the Committee on Private Corporations and Insurance.

REPORT OF SPECIAL COMMITTEE.

Salt Lake City, Feb. 12, 1907.

Honorable Stephen H. Love, President of the Senate, and Honorable Harry S. Joseph, Speaker of the House:

Your Special Joint Committee, appointed to inquire into the status of the State's title to certain coal lands

granted to the State by the Enabling Act, beg leave to submit the following statement of facts and recommendations:

In 1904 the State Board of Land Commissioners entered into a contract to sell to George T. Badger certain lands, which, according to the numbers of the respective sections, are school lands within the meaning of the Enabling Act. This contract was later transmitted to Mr. Arthur Sweet, and by him it was carried out. On January 4, 1907, Mr. Sweet made his last payment. Having performed completely his part of the contract, he requested that patent for the land be issued to him.

The State did not, and has not, issued the patent for this land, for the reason that the government, through its attorney, intervened and asked that it be not granted. The government made this request on the ground that the intent of the Enabling Act was not to give to the State, for school purposes, land the chief value of which consists in its mineral deposits, but that wherever lands are found to contain mineral the State has no authority to sell them.

A bill has been filed in the Circuit Court of the United States, for the District of Utah, by the United States, against Arthur Sweet, asking that the contract made by the State with Mr. Badger, transferred by him to Mr. Sweet, be declared void, and that it be surrendered for cancellation; and that Mr. Sweet be directed to surrender up to the State of Utah all contracts and agreements had with the State of Utah for the purchase of any of the lands involved. This suit is now pending.

Qestions of vital interest to the State are involved in this case. If the courts decide adversely to Mr. Sweet, the State's title to thousands of acres of land, granted to it by the Enabling Act, will be in dispute.

Much of this land is of the same character as that contracted for by Mr. Sweet. So, if the courts decide that Mr. Sweet is not entitled to a patent, because the title to the land he contracted for was never held by the State, then other contracts entered into with the State for similar lands will be in danger of being annulled.

The decision in the Sweet case will settle these important questions:

First. The character of lands which the State can hold under the grant of the Enabling Act.

Second. How the character of these lands is to be determined.

The questions involved in reference to these lands will probably not be finally determined except upon appeal to the Supreme Court of the United States, and in view of these facts, we deem it of great importance to the State that a favorable decision be had in the Sweet case, which, we believe, will set at rest the many important questions both of law and fact, in reference to the school lands of this State.

We would recommend that the State should intervene in this case, if that proceeding is proper, and should intervention be not permitted on the part of the State, then steps should be taken with the consent of the defendant to assist in the defense of this suit.

The State Board of Land Commissioners, under Section 40 of Chapter 64, Laws of 1899, is authorized to employ counsel, and in order that these matters should be properly determined, we think it advisable that the board should employ special counsel to represent the State, in connection with the Attorney General, in these matters. And we also deem it advisable that witnesses, both expert and otherwise, should be obtained in the interest of the State, and would therefore respectfully recommend that an appropriation of $5,000, or so much thereof as may be necessary, be made to the State Board of Land Commissioners, to be used for the employment of special counsel and to pay the reasonable compensation and expenses of counsel, witnesses and costs in the prosecution or defense of suits wherein the title of the State to school lands is brought in question; and we herewith submit a bill for an act covering these recommendations and recommend that the same be passed.

Respectfully submitted,

NEPHI U. S. C. JENSEN,

Chairman.

Report adopted.

INTRODUCTION OF BILLS.

S. B. No. 106, by Mr. Brinkerhoff, "A Bill for an Act amending Section 5, Chapter 119, Laws of Utah, 1903, relating to the protection, inspection and encouragement of the bee industry and providing for the appointment of an inspector and providing penalties," was read the first time and referred to the Committee on Agriculture and Irrigation.

S. B. No. 107, by Special Joint Committee on Public Lands, "A Bill for an Act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, to the State Board of Land Commissioners, for the employment of counsel and the costs and expenses of witnesses in the prosecution or defense of suits, actions or proceedings, wherein the title or the right of the State to school lands is brought in question," was read the first and second times.

S. B. No. 108, by Mr. Lawrence, by request, "A Bill for an act appropriating money for the purchase of a site and for the building of a building for the State Historical Society of the State of Utah," was read the first time and referred to the Committee on Appropriations and Claims.

S. B. No. 109, by Committee on Agriculture and Irrigation, substitute for H. B. No. 14, by Mr. Jackson, "A Bill for an Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary purposes," was read the first and second time.

S. B. No. 110, by Mr. Lawrence, by request, "A Bill for an Act to amend Sections 31 and 32, Chapter 25 of the Laws of Utah, 1903, prohibiting the sale of foods below the standard of purity or that are impure, unwholesome, adulterated, or misbranded, and to provide penalties for the violation thereof," was read the first time and referred to the Committee on Public Health.

THIRD READING OF SENATE BILLS.

S. B. No. 21, by Mr. Hollingsworth, "A Bill for an Act requiring cities of the first and second classes to award contracts for public improvements to lowest bidders, after publication of notice, and forbidding the adoption of plans for any such improvements which require the exclusive use of any patented article or process protected by any trade mark, or any article or process wholly controlled by any person, firm, or corporation, or combination thereof," was read the third time and passed by the following vote: Ayes, 18; nays, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Smith, Benner X. Smith, John Y. Smith, Walton, Williams, and Mr. President.

S. B. No. 11, by Mr. Hulaniski, "A Bill for an Act to amend Section 2059, Revised Statutes of Utah, 1898, providing that members of the Boards of County Commissioners cannot receive any compensation other than that provided in Section 2057, Revised Statutes, and an allowance for pay for special and committee work and expenses," was amended, read the third time and on motion the enacting clause was stricken out of the Bill.

S. B. No. 12, by Mr. Hulaniski, "A Bill for an Act to amend Section 2052 of the Revised Statutes of Utah, 1898, as amended by Chapter 27, Laws of Utah, 1903, providing that salaries of county officers shall be full compensation for all services rendered, and providing for the compensation of deputy county officers, was read the third time and on motion the enacting clause was stricken out of the Bill.

S. B. No. 51, by Mr. Rasband, "An Act to amend Section 1, Chapter 87, Laws of Utah, 1901, prohibiting the use of the device known as the 'slot machine' in this State, and prescribing a penalty for the violation of this

act,'' was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Gardner.

The title of the bill was made the title of the act.

S. B. No. 55, by Mr. Miller, ''A Bill for an Act granting power to Boards of County Commissioners to provide penalties for the violation of ordinances enacted by such boards,'' was amended, read the third time and passed by the following vote: Ayes, 11; nays, 6. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Those voting in the negative were: Messrs. Brinkerhoff, Clegg, Johnson, Rasband, Seely and Williams.

Absent and not voting: Mr. Gardner.

The title of the bill was made the title of the act.

S. B. No. 63, by Mr. Rasband, ''A Bill for an Act amending Section 4261 of the Revised Statutes of Utah, 1898, relating to faro, roulette, etc., and providing a penalty for the violation thereof,'' was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner and Benner X. Smith.

The title of the bill was made the title of the act.

COMMUNICATION.

Salt Lake City, Feb. 9, 1907.

The Honorable, the President of the Senate
of the State of Utah, City.

Gentlemen:

We respectfully call the attention of your honorable body to the following:

First. That the Utah Association of Credit Men represents a large proportion of the wholesalers of the United States. That many complaints have been presented to the association by the members thereof against the treatment received by the wholesalers from the railroad companies. In the matter of transportation of goods, frequently consignments are carried to other places than the station designated and loss accrues to the consignor thereby, and no consideration or adequate remedy is presented by the railroad companies, and no compensation for loss is made. The result is that there is now outstanding many thousands of dollars in claims against the railroad companies for losses which have occurred through their failure to transport goods consigned to them within proper and reasonable time. Instances have occurred where six months have passed before a satisfactory record could be received. By reason of this, we direct your honorable attention to the necessity of passing the enclosed measure.

ARTHUR PARSONS,
President Utah Association of Credit Men.

Communication read and referred, together with the attached Bill, to the Special Committee to Investigate the Coal Shortage.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 8, by Mr. Hollingsworth, "An Act amending Section 4580, Revised Statutes of Utah, 1898, relating to accusations against public officers by private parties."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 8 was read, as amended, and passed by the following vote: Ayes, 18; nays, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

S. B. No. 8 was referred to the Committee on Engrossed and Enrolled Bills.

SPECIAL ORDER.

A motion to make S. B. No. 27, by Mr. Bullen, by request, "A Bill for an Act to amend Section 1360 of the Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes and the levy of a tax therefor," a special order for 3 p. m. tomorrow carried.

On motion of Mr. Lawrence, S. B. No. 68 and S. B. No. 69 were recommitted to the Committee on County and Municipal Corporations.

NOTICE TO RECONSIDER.

Mr. Lawrence gave notice of his intention to move to reconsider S. J. R. No. 1, to-morrow.

On motion of Mr. Benner X. Smith the Senate adjourned until to-morrow at 2:30.

THIRTY-SECOND DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 14, 1907.

The Senate was called to order by President Love at 2:30 p. m.

Roll call; all Senators present, except Senator John Y. Smith, who was excused for the day.

Prayer by the Chaplain.

The minutes of the thirty-first day's session were read and approved.

COMMUNICATION.

A communication, with resolutions, from the Civic Improvement League of Salt Lake City, thanking the Senate for the prompt action in passing the bills known as the "Galveston Bills," was read and ordered filed.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 13, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 8, by Mr. Hollingsworth, entitled "An Act amending Section 4580, Revised Statutes of Utah, 1898, relating to accusations against public officers by private parties," beg leave to report that they

have carefully engrossed and enrolled the same and herewith present the act to you for your signature.

HOLLINGSWORTH,
Chairman.

Communication filed and S. B. No. 8 was signed by the President in the presence of the Senate in open session after the title had been publicly read immediately before the signing thereof.

INTRODUCTION OF BILLS.

S. B. No. 111, by Mr. Hulaniski, "A Bill for an Act for promotion of the proper observance of Decoration Day and to present ball games, racing and barbarous amusements on Decoration Day or the advertisement of the name of a candidate shall appear but once, and under of," was read the first time and referred to the Judiciary Committee.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected S. B. No. 13, by Mr. Hulaniski, "An Act amending Section 839, Revised Statutes of Utah, 1898, providing for the arrangement of the official ballot for elections and that the name of a candidate shall appear but once, and under one emblem, on the official ballot."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 13, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day rejected S. B. No. 9, by Mr. Lawrence, "An Act amending Section 994, Revised Statutes of Utah, 1898, relating to fees of jurors and witnesses and regulating the amount and payment of fees of expert witnesses."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 19, by Mr. Rasband, "An Act providing that all mines employing more than ten men in the State of Utah shall provide for the care of persons injured in case of accident, and providing a penalty for the violation thereof."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the House amendments and, on motion of Mr. Rasband, a Conference Committee consisting of Senators Rasband and Hollingsworth were appointed to act with a like committee from the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 14, by Mr. Hulaniski, "An Act to

amend Section 4296, Revised Statutes of Utah, 1898, relating to operating, running, managing, controlling or driving any vehicle, conveyance or car, or riding or driving any animals over or upon any public road, street, highway, public square or school ground at a dangerous speed, and providing a penalty therefor."

The same is transmitted herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the House amendments and S. B. No. 14 was read, as amended, and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Johnson and John Y. Smith.

S. B. No. 14 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 23, by Mr. Walton, "An Act appropriating the sum of $1,000 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State and for bodily injuries sustained."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the House amendments and, on motion of Mr. Walton, a Conference Committee consisting of Senators Walton and Miller was appointed to act with a like committee from the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 15, by Mr. Hulaniski, "An Act making it a misdemeanor for any person to violate any of the ordinances of any county passed pursuant to the laws of this State."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 15 referred to the Committee on Engrossed and Enrolled Bills.

THIRD READING OF BILLS.

S. B. No. 109, by Committee on Agriculture and Irrigation, substitute for H. B. No. 14, by Mr. Jackson, "A Bill for an Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary purposes," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and noting voting: Mr. John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 70, by Mr. Hollingsworth, "A Bill for an Act creating 'the Utah Board of Commissioners for the

promotion of uniformity of legislation in the United States," defining the manner of its appointment, its duties and powers, and making an appropriation for the payment of the actual and necessary expense thereof," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 107, by Special Joint Committee on Public Lands, "A Bill for an Act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, to the State Board of Land Commissioners, for the employment of counsel and the costs and expenses of witnesses in the prosecution or defense of suits, actions or proceedings, wherein the title or the right of the State to school lands is brought in question," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Lawrence, Park, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 7, by Mr. H. A. Pederson, "A Bill for an Act to amend Sections 1183 and 1184 of the Revised Statutes of Utah, 1898, relating to marriage, and defining the qualifications which persons must have in order that they may marry," was read the third time. Consideration and action on same was postponed until tomorrow's session.

SPECIAL ORDER.

On motion of Mr. Seely S. B. No. 74, by Mr. Park, "A Bill for an Act to amend Section 2050, Revised Statutes of Utah, 1898, fixing the annual salaries of certain State officers," was made a special order for tomorrow at 3 p. m.

NOTICE TO RECONSIDER.

Mr. Park gave notice that he would move to reconsider the vote whereby S. B. No. 109 was passed.

On motion of Senator Rasband the Senate adjourned to meet at 10 a. m. on Friday.

THIRTY-THIRD DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 15, 1907.

The Senate was called to order by President Love at 10 a. m.

Roll call; all Senators present.

Prayer by the Chaplain.

The minutes of the thirty-second day's session were read and approved.

Communication from the House was received and read advising the Senate of the appointment of a Conference Committee on S. B. No. 23 of Messrs. Kuchler, Weston and Mills, and on S. B. No. 19, of Messrs. Thompson, Taft and Barnett.

On motion of Mr. Hollingsworth additional members were added to the Conference Committee, to act with a like committee of the House. The additional member on S. B. No. 19, Mr. Brinkerhoff; on S. B. No. 23, Mr. Williams.

INTRODUCTION OF SENATE BILL.

S. B. No. 112, by Mr. Brinkerhoff, "A Bill for an Act Making an Appropriation to Investigate the Possibilities

of Reclaiming Alkali and Water-logged Lands of Emery County," was read the first time and referred to the Committee on Agriculture and Irrigation.

READING OF BILLS THE THIRD TIME.

H. B. No. 7, by Pederson, "An Act to amend Sections 1183 and 1184 of the Revised Statutes of Utah, 1898, relating to marriage, and defining the qualifications which persons must have in order that they may marry," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner and Lawrence.

The title of the bill was made the title of the act.

H. B. No. 15, by Kuchler, "An Act to amend Section 3367, Revised Statutes of Utah, 1898, relating to judgment and penalty in contempt cases," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner and Lawrence.

The title of the bill was made the title of the act.

H. B. No. 18, by Mr. Robinson, "A Bill for an Act to amend Sections 2513, 2559, 2560, and 2548, Revised Statutes of Utah, 1898, as amended by Chapter 68, Laws of Utah, 1899, and Section 2562, Revised Statutes of Utah, 1898, as amended by Chapter 126, Laws of Utah, 1901, in relation to taxation and defining of powers and duties of

the State Board of Equalization," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Miller, Park, Rasband, Seely, Smith (John Y.), Walton, Williams, Mr. President.

Absent and not voting: Messrs Johnson, Lawrence and Benner X. Smith.

The title of the Bill was made the title of the Act.

Senator Walton was called to the chair.

On motion of Mr. Park, H. B. No. 19 was recommitted to the committee on salaries.

The President resumed the chair.

COMMUNICATION.

A communication was received from the Mayor and City Council of Richfield in behalf of the citizens of that city, extending an invitation to the Honorable President, Members of the Senate and others to attend a banquet and ball given in their honor on Saturday, Feb. 16.

The invitation was accepted.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B No. 18, by Mr. Lawrence, "An Act providing for the preservation and disposition of the unclaimed dead bodies of convicts and other persons, and providing that such bodies may be used for instruction in medical and surgical science and providing a penalty for the violation thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 18 was referred to Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 61, by Mr. Kuchler, "An Act compelling all street railway companies to provide seats for the motormen, air brakes on the cars, providing a crew for each car or train, and providing a penalty for the violation thereof." The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 61 was read the first time and referred to the Committee on Railroads.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, Senate Bill No. 8, "An Act amending Section 4580, Revised Statutes of Utah, 1898, relating to Accusations Against Public Officers by Private Parties," and the same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 8 was transmitted to the Governor.

RECONSIDERATION OF VOTE.

S. B. No. 109, by Committee on Agriculture and Irrigation, entitled, "A Bill for an Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary purposes," notice for the reconsideration of which was given by Mr. Park yesterday, was reconsidered, amended, read and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Miller.

The title of the Bill was made the title of the Act.

On motion of Mr. Lawrence the Senate adjourned at 12:30 to meet at 2 o'clock.

AFTERNOON SESSION.

SENATE CHAMBER,
Salt Lake City, Feb. 15. 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present.

Prayer by the Chaplain.

PRESENTATION OF SENATE RESOLUTION.

S. R. No. 3, by Mr. Johnson:

"WHEREAS, The Senate on the 11th day of February, 1907, after consideration thereof, duly passed S. B.'s Nos. 34 to 46, inclusive, and S. B. No. 73; and,

"WHEREAS, The same were duly transmitted to the House on said 11th day of February, 1907; and,

"WHEREAS, The journal of the House shows that three of said bills, Nos. 34, 35 and 36, were received by

the House on Thursday the 14th day of February, 1907, but that said journal of the House does not show the receipt of said other bills; now, therefore, be it

"RESOLVED, That the Honorable Speaker and House of Representatives be respectfully requested to inform the Senate when said bills were received, in whose custody S. B.'s Nos. 34, 35 and 36 have been since the 11th day of February, 1907, and to whom S. B.'s Nos. 35 to 46, inclusive, and S. B. No. 73 were delivered, and in whose custody S. B.'s Nos. 37 to 46 and 73 now are; and, be it further

"RESOLVED, That this resolution be transmitted to the Honorable Speaker and House of Representatives forthwith," was presented and, on motion of Mr. Johnson, all rules interfering were suspended and S. R. No. 3 was passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Hollingsworth.

INTRODUCTION OF BILLS.

S. B. No. 13, by Mr. Benner X. Smith, "A Bill for an Act to amend Sections 3744, 3746 and 3748 of the Revised Statutes of Utah, 1898, and Section 3747, of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1905, relating to appeals from Justice's Courts," was read the first time and referred to the Judiciary Committee.

S. B. No. 114, by Mr. Benner X. Smith, "A Bill for an Act relating to instruments of writing informally executed, and validating all of the same which were of record prior to January 1, 1907," was read the first time and referred to the Judiciary Committee.

S. B. No. 115, by Mr. Hollingsworth, "A Bill for an Act amending Section 4359, Revised Statutes of Utah,

1898, as amended by Chapter 30, Laws of Utah, 1899, relating to and defining grand larceny," was read the first time and referred to the Judiciary Committee.

S. B. No. 116, by Mr. Walton, "A Bill for an Act making it unlawful to sell certain medicines containing opium, cocaine, chloral or alcohol, or preparations containing acetanilide or any of its derivatives or preparations containing antipyrine, without branding the same, and providing a penalty for a violation of this act," was read the first time and referred to the Committee on Public Health.

S. B. No. 117, by Mr. Walton, "A Bill for an Act amending Section 4290 of the Revised Statutes of the State of Utah, 1898, relating to the disposing of tainted, decayed, spoiled or unwholesome food, and prescribing a penalty for a violation of any provision of this act," was read the first time and referred to the Committee on Public Health.

S. B. No. 118, by Mr. Walton, "A Bill for an Act providing for an annual convention of health officers," was read the first time and referred to the Committee on Public Health.

SPECIAL ORDER.

S. B. No. 27, by Mr. Bullen, by request, "A Bill for an Act to amend Section 1360 of the Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes and the levy of a tax therefor," which was made a Special Order for 3 p. m. to-day was, on motion of Mr. Lawrence, postponed until the next regular session.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed, as amended, H. B. No. 23, by Mr. Miller, "An Act amending Sections 4347, 4443, 4444, 4445, 4460, 4462. 4463 and 4464, Revised Statutes of Utah, 1898, extending the provisions of the Penal Code relating to offenses of telegraph operators and others in transmission of messages to operators of telephone line and messages transmitted over telephone lines."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and H. B. No. 23 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Critchlow, Meeks and Kuchler a committee to investigate the conditions complained of in S. R. No. 3, by Mr. Johnson, with instructions to report back their findings to this House.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 14, by Mr. Hulaniski, entitled "An Act to amend Section 4296, Revised Statutes of Utah, 1898, relating to operating, running, managing, controlling or driving any vehicle, conveyance, or car, or riding or driving any animals over or upon any public road, street, highway, public square or school ground at

a dangerous speed, and providing a penalty therefor," beg leave to report that they have carefully engrossed and enrolled the same, and herewith present the act to you for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted and S. B. No. 14 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 15, by Mr. Hulaniski, entitle "An Act making it a misdemeanor for any person to violate any of the ordinances of any county passed pursuant to the laws of this State," beg leave to report that they have carefully engrossed and enrolled the same, and herewith present the act to you for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted and S. B. No. 15 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

THIRD READING OF BILLS.

H. B. No. 37, by Richards, "An Act to amend Section 1 of Chapter 73, Session Laws of 1901, increasing the salary of the State Superintendent of Public Instruction," of which the title was amended to read as follows: H. B. No. 37, by Richards, "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, fixing the salaries of certain State officers," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Bullen, Cal-

lister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

Senator Walton was called to the chair.

S. B. No. 74, by Mr. Park, "A Bill for an Act to amend Section 2050, Revised Statutes of Utah, 1898, fixing the annual salaries of certain State officers," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 3. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Those voting nay were: Messrs. Hulaniski, Lawrence and Mr. President.

The title of the bill was made the title of the act.

Mr. Callister gave notice of his intention to move to reconsider the vote whereby S. B. No. 74 was passed.

On motion of Mr. Rasband the Senate adjourned until 2 o'clock p. m., Monday.

THIRTY-SIXTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 18, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present.

Prayer by the Chaplain.

The minutes of the thirty-third day's session were read and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 15, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 5, entitled "An Act providing for the revision, annotation and printing of the Laws of Utah, and creating a Compilation Commission, appointment of commissioners, and making an appropriation therefor."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 18, 1907.

Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 8, "An Act amending Section 4580, Revised Statutes of Utah, 1898, relating to accusations against public officers by private parties."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

READING OF SENATE BILLS THE THIRD TIME.

S. B. No. 27, by Mr. Bullen, by request, "A Bill for an Act to amend Section 1360 of the Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes and the levy of a tax therefor," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0. Absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulanicki, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Callister and Park.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 21, by Mr. Miller, entitled "An Act amending Sections 2472, 3337, 4651, 4652 and 4653, Revised Statutes of Utah, 1898, giving the same effect to transmissions of contracts, summons, writs, warrants and other legal process by telephone as by telegraph."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 21 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed, as amended, H. B. No. 22, by Mr. Miller, entitled "An Act amending Sections 2697, 2698, 2699 and 2700 of Title 68 of the Revised Statutes of Utah, 1898, giving the same effect to messages transmitted by telephone as those sent by telegraph."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 22 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 82, by Mr. Robinson, "An Act to amend Section 2062, Revised Statutes of Utah, 1898, as amended by Chapter 27, Laws of Utah, 1903, relating to the manner of fixing the salary of deputy county officers."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 82 was read the first time and referred to the Committee on Salaries.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 138, by Mr. Benson, "An Act pro-

viding for a system of State highways, also a State highways building fund and the distribution of the same to the several counties of the State; also providing for the duties of the State Engineer and the County Commissioners for the furtherance of good roads, and repealing Chapter 125, Laws of Utah, 1903."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 138 was read the first time and referred to the Committee on Highways and Bridges.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Pedersen, Kuchler and Barnett a Conference Committee to meet with a like committee of the Senate, for further consideration of H. B. No. 7.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and the President appointed Messrs. Hulaniski, Rasband and John Y. Smith as a Conference Committee to act with the above committee from the House.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day

appointed Representatives Tolton, Jackson and Barnett a Conference Committee to confer with a like committee from the Senate on S. B. No. 109.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication read and laid upon the table.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Tolton, Jackson and Barnett a Conference Committee to confer with the Senate Committee on Agriculture and Irrigation concerning the action taken on H. B. No. 14.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication read and laid upon the table.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 15, "An Act making it a misdemeanor for any person to violate any of the ordinances of any county passed pursuant to the laws of this State," and the same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 15 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 15, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 14, "An Act to amend Section 4296, Revised Statutes of Utah, 1898, relating to operating, running, managing, controlling or driving any vehicle, conveyance or car, or riding or driving any animals over or upon any public road, street, highway, public square or school ground at a dangerous speed, and providing a penalty therefor."

The same is herewith returned for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 14 was transmitted to the Governor.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 16, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to make the following named appointments, and invite thereto the advice and consent of your honorable body:

As members of the Commission on Compilation, etc., as provided in the act approved February 15, 1907:

Mr. J. T. Hammond, of Salt Lake City.

Mr. Grant H. Smith, of Salt Lake City.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE SESSION.

The Senate went into executive session.

REGULAR SESSION RESUMED.

Regular session being resumed the President announced the concurrence of the Senate in the appointments of the Governor; to be members of the Commission on Compilation, etc., as provided in the act approved February 15, 1907, Mr. J. T. Hammond, of Salt Lake City; Mr. Grant H. Smith, of Salt Lake City.

INTRODUCTION OF BILLS.

S. B. No. 119, by Mr. Hollingsworth, "A Bill for an Act repealing Section 2051, Revised Statutes of Utah, 1898, as amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of District Judges and District Attorneys," was read the first time and referred to the Judiciary Committee.

S. B. No. 120, by Mr. Hollingsworth, "A Bill for an Act amending Chapter 86 of the Laws of Utah, 1903, relating to and fixing the salaries of judges of the District Court and allowing to such judges their actual and necessary traveling and other expenses to and from the county of their residence when holding court in other counties," was read the first time and referred to the Judiciary Committee.

S. B. No. 121, by Mr. Hollingsworth, "A Bill for an Act allowing District Attorneys their actual and necessary traveling expenses in the performance of their official duties and their contingent office expenses," was read the first time and referred to the Judiciary Committee.

S. B. No. 122, by Mr. Benner X. Smith, by request, "A Bill for an Act amending Section 3588 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1901, providing for the uses in which the right of eminent domain may be exercised," was read the first time and referred to the Judiciary Committee.

S. B. No. 123, by Mr. John Y. Smith, "A Bill for an Act prohibiting the unauthorized use of an unpublished or undedicated dramatic composition or dramatic musical composition known as an opera, and providing punishment therefor," was read the first time and referred to the Committee on Education.

S. B. No. 124, by Mr. Williams, "A Bill for an Act authorizing the State Board of Examiners to procure plans and descriptions for a State Capitol Building, offering prizes for same, and making an appropriation therefor," was read the first time and referred to the Committee on Appropriations and Claims.

S. B. No. 125, by Mr. Miller, "A Bill for an Act to provide revenue for the support of the government of the State, including the support of the University, Agricultural College and Branch Normal School, and for the several counties of the State, and district and county schools, for the fiscal years nineteen hundred and seven and eight," was read the first time and referred to the Committee on Education.

S. B. No. 126, by Mr. Callister, by request, "A Bill for an Act establishing a standard system of construction of public roads in the State of Utah and the various counties thereof," was read the first time and referred to the Committee on Highways and Bridges.

PRESENTATION OF MEMORIAL.

S. J. M. No. 2, by Mr. Park: Memoralizing Congress for the passage of the Burkett-Pollard Bill, now pending in Congress, appropriating funds for teaching in the Science of art and agriculture, mechanic and domestic arts, in the State Normal schools, was presented and the rules were suspended and S. J. M. No. 2 was read the first, second and third times, roll call being deferred until tomorrow.

At 2:45 p. m. a recess was taken, the Senate reconvening at 3:30 p. m.

Senator Johnson was called to the chair.

On motion of Mr. Walton the Committee of the Whole was dissolved.

The President resumed the chair.

At 4 o'clock p. m., on motion of Mr. Hollingsworth, the Senate adjourned until 2 p. m. tomorrow.

THIRTY-SEVENTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present.

Prayer by the Chaplain.

The minutes of the thirty-sixth day's session were read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 103, by Mr. Benner X. Smith, entitled "An Act to amend Section 3 of Chapter 45, of the Laws of Utah, 1899, and defining the duties and powers of the Board of Health in respect to the abatement of nuisances," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman.

Report adopted and S. B. No. 103 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 105, by Mr. Benner X. Smith, entitled "An Act to amend Section 1401 of the Revised Statutes of Utah, 1898, and to extend the scope and operation of a livery stable keeper's lien," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

HULANISKI,
Acting Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 16, by Mr. Hulaniski, entitled "An Act making it a misdemeanor for any person to violate any of the provisions of the laws of this State or the ordinances of any county, passed pursuant to the laws of this State authorizing the same, relating to the keeping or storing of every description of gunpowder, or other combustible or explosive material," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed, having been covered by legislation already passed by this body.

HULANISKI,
Acting Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 72, by Mr. Benner X. Smith, entitled "An Act

providing for the sale, mortgage or lease of the estates of persons under guardianship, and repealing Section 4015, Revised Statutes of Utah, 1898," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

HULANISKI,
Acting Chairman.

Report adopted and S. B. No. 72 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 51, by Mr. Richards, entitled "An Act to amend Section 4224, Revised Statutes of Utah, 1898, making the husband a competent witness against the wife, and the wife against the husband in certain cases," beg leave to report that they have had the same under consideration, and recommend a substitute therefor, S. B. No. 128, entitled "An Act to amend Section 3414, Revised Statutes of Utah, 1898, relating to privileged communications," and that the substitute be passed.

HULANISKI,
Acting Chairman.

Report adopted and S. B. No. 128 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 93, by Mr. Hollingsworth, entitled "An Act enacting two new Sections of the Revised Statutes of Utah, 1898, to be known as Sections 4334-A and 4334-B, and amending Sections 4334, 4335, 4336, 4337 and 4338 of the Revised Statutes of Utah, 1898, as amended by Chapter 19 of the Laws of Utah, 1905, relating to burglary in the first, second and third degrees, defining the same, and the penalties therefor," beg leave to report that they

have had the same under consideration, and recommend the bill be passed.

HULANISKI,
Acting Chairman.

Report adopted and S. B. No. 93 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 60, by Mr. Lawrence, having had the same under consideration and offer a substitute therefor S. B. No. 127, entitled "A Bill for an Act for the protection of persons furnishing labor and material for the construction or repair of public buildings and public works," and recommend that the substitute bill be passed.

HULANISKI,
Acting Chairman.

Report adopted and S. B. No. 127 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 104, by Mr. Benner X. Smith, entitled "An Act making it a misdemeanor for a bailee from a livery stable to fail to return, to put to another use, to injure or to cruelly treat the subject of the bailment. Also making it a misdemeanor for a bailor of a livery stable keeper to designedly defeat the livery stable keeper's lien," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

HULANISKI,
Acting Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Mines and Minerals, to whom was referred S. B. No. 65, by Mr. Benner X. Smith, entitled "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

RASBAND,
Chairman.

Report adopted and S. B. No. 65 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 81, by Mr. Gardner, entitled "An Act relating to Water Users' Associations organized in conformity with the requirements of the United States, and providing for the recording of the articles of incorporation and stock subscriptions," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted and S. B. No. 81 was read the second time.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 19, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day

signed, in open session, in the presence of the House, H. B. No. 15, by Mr. Kuchler, entitled "An Act to amend Section 3367, Revised Statutes of Utah, 1898, relating to judgment and penalty in contempt cases."

The same is transmitted herewith for your signature.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 15 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 54, by Mr. Hulaniski, entitled "An Act to approve, ratify, confirm and validate a conveyance by the State of Utah to the United States of America of all the northwest quarter of the southwest quarter of Section thirty-two (32), in Township six (6) South, Range two (2) West of the Salt Lake Meridian, containing forty (40) acres, situated in Utah County, State of Utah, upon which the post cemetery of Fort Crittenden is located."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 54 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 81, by Mr. Clegg, entitled "An Act to amend Section 2656, Revised Statutes of Utah, 1898, relating to seizure of personal property for taxes not due."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 81 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 128, by Mr. Tolton, entitled "An Act to provide revenue for the support of the government of the State, and for the several counties of the State, and district and county schools, for the fiscal years nineteen hundred and seven and nineteen hundred and eight."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 128 was read the first time and referred to the Committee on Ways and Means.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, H. B. No. 127, by Mr. Robinson, "An Act to amend Chapter 45, Laws of Utah, 1901, making it unlawful to wrongfully and without authority use the name, title of officers, insignia, ritual or other ceremonies of certain orders and societies and providing punishment for the violation thereof."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 127 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 115, by Mr. Taft, "An Act to provide for the raising of the American flag upon school houses on legal holidays."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 115 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. M. No. 6, by Mr. Hott, entitled "A Memorial asking that wandering members of the Indian tribe known as South-

ern Utes be returned to their reservation in Colorado and compelled to remain thereon."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. M. No. 6 was read the first time and referred to the Committee on Federal Relations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 119, by Mr. Thompson, "An Act to amend Section 1249, Revised Statutes of Utah, 1899, as amended by Chapter 53, Laws of Utah, 1901, regulating the sale of intoxicating liquors and preventing certain persons from frequenting places of business where such liquors are sold, and repealing Section 4245, Revised Statutes of Utah, 1898."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 119 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 124, by Mr. Richards, by request, en-

titled "An Act providing for the placing of witnesses under bonds and securing their testimony."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 124 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 18, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 42, by Mr. Sutton, "An Act making appropriation for a certain road or highway between Woodland, Summit County, and Stockmore, Wasatch County, and providing for the expenditure of said monies under the supervision of the County Surveyor and County Commissioners of Summit County."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 42 was referred to the Committee on Highways and Bridges.

INTRODUCTION OF BILLS.

S. B. No. 129, by Mr. Benner X. Smith, by request, "A Bill for an Act to amend Section 975, Revised Statutes of Utah, 1898, providing for the collection of fees of County Recorders, as amended by Chapter 47 of the Laws of Utah, 1905," was read the first time and referred to the Judiciary Committee.

S. B. No. 130, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 655 of the Revised Statutes of Utah, 1898," was read the first time and referred to the Judiciary Committee.

S. B. No. 131, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 3168 of the Revised Statutes of Utah, 1898," was read the first time and referred to the Judiciary Committee.

S. B. No. 132, by Mr. John Y. Smith, "A Bill for an Act to authorize civil actions for recovery of damages arising from publications maliciously or negligently made; defining the character of such damages and requiring every publication to print, in a conspicuous place in each issue the names of the owners, proprietors or publishers and the managing editors of the same; and making a violation of this act a misdemeanor, and fixing a penalty therefor," was read the first time and referred to the Committee on Private Corporations and Insurance.

READING OF SENATE BILLS THE THIRD TIME.

S. B. No. 74, by Mr. Park, entitled "An Act to amend Section 2050, Revised Statutes of Utah, 1898, fixing the annual salaries of certain State officers," which was called up for roll call, was amended, read the third time and passed by the following vote: Ayes, 18; nays, 0. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

Senator Callister was called to the chair.

CONSIDERATION OF MEMORIAL.

S. J. M. No. 2, by Mr. Park: Memorializing Congress for the passage of the Burkett-Pollard Bill, now pending

in Congress, appropriating funds for teaching in the science of art and agriculture, mechanic and domestic arts, in the State Normal schools," which was made a special order for to-day at 3 p. m., was read the third time and passed by the following vote: Ayes, 18; nays, 0. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

READING OF SENATE BILLS THE THIRD TIME.

On motion of Mr. Lawrence the rules were suspended and S. B. No. 65, by Mr. Benner X. Smith, "A Bill for an Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor," was read the third time and made a special order for to-morrow at 3 p. m.

COMMUNICATION.

A communication from the Conconully Commercial Club of Washington, with enclosed memorial, was read and referred to the Committee on Federal Relations.

On motion of Mr. Johnson the Senate adjourned, to meet to-morrow at 2 o'clock p. m.

THIRTY-EIGHTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 20, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present.

Prayer by the Chaplain.

The minutes of the thirty-seventh day's session were read and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 20, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to return to your honorable body, without approval, S. B. No. 15, "An Act making it a misdemeanor for any person to violate any of the ordinances of any county, passed pursuant to the laws of this State." My reasons for this action follow:

Under this act, it would be possible for a person to be punished by imprisonment for the violation of an ordinance passed by a County Court, the provisions of which are not important enough to warrant so extreme a penalty. It would also open the way for vicious persons to harass people against whom they have personal feelings. It seems to me that the measure is too sweeping, and the penalty too severe.

If the act could be so amended as to provide for a maximum fine of $100 for the offense designated, and eliminating the imprisonment, I should be pleased to give it my approval.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed and S. B. No. 15 was referred to the Judiciary Committee associated with the Committee on County and Municipal Corporations.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 20, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 14, "An Act to amend Section 4296, Revised Statutes of Utah, 1898, relating to operating, running, managing, controlling or driving any vehicle, conveyance or car, or riding or driving any animals over or upon any public road, street, highway, public square, or school ground at a dangerous speed, and providing a penalty therefor."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 208, by Mr. Bower, "An Act accepting the grant of money authorized for an increased annual appropriation for agricultural experiment stations made by act of Congress, approved March 16, 1906."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 208 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, H. B. No. 40, by Mr. Tolton, "An Act to amend Section 231, Revised Statutes of Utah, 1898, as amended by Chapter 91, Laws of Utah, 1901, relating to the annual financial statements of cities, the duties of the Auditor and City Recorder."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 40 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 19, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 64, by Mr. Robinson, "An Act to amend Section 2517, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, giving County Assessors authority to require statements of taxable property."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 64 was read the first time and referred to the Committee on Ways and Means.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 19, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 36, by Mr. Richards, "An Act to amend Section 1774 of the Revised Statutes of 1898, as amended by Section 1774, Chapter 54, Session Laws, 1901,

abolishing the office of Deputy Superintendent of Public Instruction."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 36 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 19, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted report of its Committee on Mining and Smelting, substituting H. B. No. 267 for S. B. No. 26, by Mr. Miller, and said bill has been read first and second times and ordered printed.

S. B. No. 26 is returned herewith.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 19, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 63, by Mr. Richards, entitled "An Act relating to cities of the first, second and third classes, providing for the settlement between a school district, or a part of a school district, and a city, when annexed by extension of the city limits."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 63 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day signed and filed in the office of the Secretary of State H. B. No. 15, entitled "An Act to amend Section 3367, Revised Statutes of Utah, 1898, relating to judgment and penalty in contempt cases."

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted, by a rising unanimous vote, under suspension of the rules, H. J. R. No. 5, by Mr. Thompson, and the same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. R. No. 5 was, under the rules, laid upon the table for one day.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 54, by Mr. Hulaniski, en-

titled "An Act to approve, ratify, confirm and validate a conveyance by the State of Utah to the United States of America of all of the northwest quarter of the southwest quarter of Section thirty-two (32), in Township six (6) South, Range two (2) West of the Salt Lake Meridian, containing forty (40) acres, situate in Utah County State of Utah, upon which the Post Cemetery of Fort Crittenden is located," beg leave to report that they have had the same carefully engrossed and enrolled and present it herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 54 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 19, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 18, by Mr. Lawrence, entitled "An Act providing for the preservation and disposition of the unclaimed dead bodies of convicts and other persons, and providing that such bodies may be used for instruction in medical and surgical science, and providing a penalty for the violation thereof," beg leave to report that they have had the same carefully engrossed and enrolled and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 18 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on Public Health, to whom was re-

ferred S. B. No. 118, by Mr. Walton, entitled " An Act providing for an annual convention of health officers," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 118 was read the second time.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, *S. B. No. 54, entitled* "An Act to approve, ratify, confirm and validate a conveyance by the State of Utah to the United States of America of all of the northwest quarter of the southwest quarter of Section thirty-two (32), in Township six (6) South, Range two (2) West of the Salt Lake Meridian, containing forty (40) acres, situated in Utah county, State of Utah, upon which the Post Cemetery of Fort Crittenden is located."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 54 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 18, "An Act providing for the preservation and disposition of the unclaimed dead bodies of convicts and

other persons, and providing that such bodies may be used for instruction in surgical and medical science."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 18 was transmitted to the Governor.

REPORT OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to which was referred S. B. No. 69, by Mr. John Y. Smith, entitled "An Act to amend Section 2516 of Chapter 3, Title 67 of the Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905," have had the same under consideration, and recommend the following amendments:

1. Strike out of lines 1 and 2 of the title the following: "Of Chapter 3, Title 67 of the"; at the end of the title add: "defining the duties of Assessors"; lines 1 and 2, strike out: "of Chapter 3, Title 67 of the"; line 5, strike out "2547," insert "2516"; line 24 and 25, strike out "in counties of the first to the eleventh class."

2. Page 2, at the beginning of the amendment, insert "2547."

3. Fourth line from the bottom, strike out "accrued."

4. After "services," in line 3 from the bottom, add: "after the first Monday in May of each year."

And, as amended, we recommend that the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 69 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on County and Municipal Corporations have considered S. B. No. 79, by Mr. Hulaniski, being "A Bill for an Act defining the boundary lines of Ogden City and repealing all laws in conflict therewith," and we respectfully recommend that the same be passed, with the following amendment:

Page 2, line 8, before "all" insert "Sec. 2."

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 79 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, having had under consideration S. B. No. 68, by Mr. John Y. Smith, entitled "An Act to amend Section 2057, Revised Statutes of Utah, 1898, as amended by the Laws of Utah, 1899, and the Laws of Utah, 1905, relating to and regulating the salaries of county officers," respectfully report the same for passage, with the following amendments:

1. Line 5, strike out "except the office of Assessor."

2. Lines 7 and 8, strike out "the salary of the Assessor shall be as fixed in this act."

3. Lines 13 and 14, strike out.

4. Page 2, change salaries of Commissioners in counties of the second class from "$700.00" to "$1,000.00; salaries of Assessors in eleventh class, strike out "900.00," insert "$750.00."

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 68 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on Mines and Minerals, to whom was referred H. B. No. 27, by Mr. Robinson, entitled "An Act to amend Section 4401, Chapter 46 of the Revised Statutes of Utah, 1898, regulating ore purchasers and the making or publishing of false assays," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 2, commencing with the word "assayers," strike out the remainder of the line.

2. In line 3, after the word "assayers," insert "who purchase ore."

3. In line 7, commencing with the word "these," strike to and including the word "ability," in line 11.

4. In line 15, after the word "who," insert the word "knowingly."

5. In line 16, before the word "makes," insert the word "knowingly."

And, as amended, recommend the bill be passed.

RASBAND,
Chairman.

Report adopted.

H. B. No. 27 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on Salaries, to whom was referred H. B. No. 19, by Mr. Robinson, entitled "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Session Laws of Utah, 1901, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of

its members, providing for the manner of its organization and defining its duties," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title to read as follows: "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, and Section 2050, Revised Statutes of Utah, 1898, providing the manner of its appointment, fixing the terms of office and salaries of the members, providing the manner of its organization and defining its duties."

2. In line 2, strike out the word "session."

3. Add to said bill Section 2, to read as follows: "Section 2. That Section 2050, Revised Statutes of Utah, 1898, be and the same is hereby amended to read as follows: 2050. The annual salaries of the following State officers are fixed as follows: Clerk of the Supreme Court and ex-officio librarian and statistician, twenty-one hundred dollars; reporter of decisions of Supreme Court, six hundred dollars; adjutant general, fifteen hundred dollars; assistant adjutant general, of the Governor's staff, six hundred dollars; bank examiner, eighteen hundred dollars."

And, as amended, recommend the bill be passed.

JOHN Y. SMITH,
Chairman.

Report adopted.

H. B. No. 19 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on Salaries, to whom was referred H. B. No. 82, by Mr. Robinson, entitled "An Act to amend Section 2062, Revised Statutes of Utah, 1898, as amended by Chapter 27, Laws of Utah, 1903, relating to the manner of fixing the salary of deputy county officers," beg

leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHN Y. SMITH,
Chairman.

Report adopted.

H. B. No. 82 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on Railroads, to whom was referred H. B. No. 61, by Mr. Kuchler, have had the same under consideration and offer a substitute therefor, S. B. No. 135, entitled "An Act compelling all street railway companies operating electric or cable cars in the State of Utah to employ a conductor and motorman for the handling and operation of such cars, and providing for a violation thereof," and recommend that the substitute bill be passed.

JOHNSON,
Chairman.

Report adopted.

S. B. No. 135 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on County and Municipal Corporations having had under consideration S. B. No. 97, by Mr. Hollingsworth, authorizing cities of the first class to take a census, respectfully recommend that the same be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 97 was read the second time.

THIRD READING OF SENATE BILLS.

The rules were suspended and S. B. No. 79, by Mr. Hulaniski, entitled "An Act defining the boundary lines

of Ogden City, and repealing all laws in conflict therewith," was amended, read the third time and passed by the following vote: Ayes, 18; nays, 0. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

S. B. No. 103, by Mr. Benner X. Smith, entitled "An Act to amend Section 3 of Chapter 45 of the Laws of Utah, 1899, and defining the duties and powers of the Board of Health in respect to the abatement of nuisances," was amended, read the third time and passed by the following vote: Ayes, 18; nays, 0. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

S. B. No. 81, by Mr. Gardner, entitled "An Act relating to water users' associations organized in conformity with the requirements of the United States, and providing for the recording of the articles of incorporation and stock subscriptions," was amended, read the third time and passed by the following vote: Ayes, 18; nays, 0. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

S. B. No. 72, by Mr. Benner X. Smith, entitled "An

Act providing for the sale, mortgage or lease of the estates of persons under guardianship, and repealing Section 4015, Revised Statutes of Utah, 1898," was amended, read the third time and passed by the following vote: Ayes, 18; nays, 0. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

The rules were suspended and S. B. No. 97, by Mr. Hollingsworth, entitled "An Act authorizing cities of the first class to take official census in any year except in the year when a State or United States census is taken," was amended, read the third time and passed by the following vote: Ayes, 18; nays, 0. Absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

S. B. No. 65, by Mr. Benner X. Smith, "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor," was read the third time and, on motion of Mr. Lawrence, was recommitted to the Committee on Mines and Minerals, associated with the Judiciary Committee.

S. B. No. 93, by Mr. Hollingsworth, "A Bill for an Act enacting two sections of the Revised Statutes of Utah, 1898, to be known as Sections 4334-A, 4334-B, and amending Sections 4334, 4335, 4336, 4337 and 4338 of the Revised Statutes of Utah, 1898, as amended by Chapter 19 of the Laws of Utah, 1905, relating to burglary in the first, second and third degrees, defining the same and the penalties therefor," was transferred to the calendar for to-morrow for third reading.

H. B. No. 82, by Mr. Robinson, "An Act to amend Section 2062 of the Revised Statutes of Utah, 1898, providing for the payment of compensation to deputy county officials," was recommitted to Committee on Salaries.

INTRODUCTION OF BILLS.

S. B. No. 133, by Mr. Johnson, "A Bill for an Act to authorize any railroad corporation of this State owning lines wholly in a foreign country to sell and convey its lines to corporations organized under the laws of the country in which any such lines may be situated," was read the first time and referred to the Committee on Railroads.

S. B. No. 134, by Mr. Park, "A Bill for an Act relating to forms of warehouse receipts, obligations, liability and rights of warehousemen, delivery of goods on such receipts, liability for care of goods in warehouses, and of warehousemen, attachment and levy on goods in warehouse, warehousemen's lien, negotiation of receipts, and fixing the amount of bond of warehousemen and where filed," was read the first time and referred to the Judiciary Committee.

On motion of Senator Williams the Senate adjourned until 2:30 p. m. on Thursday.

THIRTY-NINTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 21, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present, except Mr. John Y. Smith, who was excused for the day.

Prayer by the Chaplain.

The minutes of the thirty-sixth day's session were read, corrected and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 21, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 18, entitled "An Act providing for the preservation and disposition of the unclaimed dead bodies of convicts and other persons, and providing that such bodies may be used for instruction in surgical and medical science."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 20, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 54, "An Act to approve, ratify, confirm and validate a conveyance by the State of Utah to the United States of America of all of the northwest quarter of the southwest quarter of Section thirty-two (32), in Township six (6) South, Range two (2) West of the Salt Lake Meridian, containing forty (40) acres, situate in Utah County, State of Utah, upon which the Post Cemetery of Fort Crittenden is located."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Railroads, to whom was referred S. B. No. 133, by Mr. Johnson, entitled "A Bill for an Act to authorize any railroad corporation of this State owning lines wholly in a foreign country to sell and convey its lines to corporations organized under the laws of the country in which any such lines may be situated," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHNSON,
Chairman.

Report adopted.

S. B. No. 133 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred H. B. No. 42, by Mr. Sutton, entitled "An Act making appropriation for a certain road or highway between Woodland, Summit County, and Stockmore, Wasatch County, and providing for the expenditure of said monies under the supervision of the County Surveyor and County Commissioners of Summit County," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted.

H. B. No. 42 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Education, to whom was referred S. B. No. 84, by Mr. Hollingsworth, entitled "An Act

amending Section 1893, Revised Statutes of Utah, 1898, relating to schools in cities of the first and second classes," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 84 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 45, by Mr. Croft, entitled "An Act to amend Section 1826, Chapter 6 of the Revised Statutes of Utah, 1898, fixing the time of transmitting reports of school census," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 7, strike out the words "over six," and insert in lieu thereof the following: "Who shall have attained the age of six by September 15th following the taking of such census."

2. In line 8, strike out the House amendment inserted after the word "district."

And, as amended, recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 45 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 31, by Mr. Cottam, entitled "An Act amending Sections 1 and 3, Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax

is insufficient,'' beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 31 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Education, to whom was referred S. B. No. 123, by Mr. John Y. Smith, entitled ''An Act *prohibiting* the unauthorized use of an unpublished or undedicated dramatic composition or dramatic musical composition known as an opera, and providing punishment herefor,'' beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

PARK,
Chairman.

The report of the committee was laid upon the table pending the return of Mr. John Y. Smith.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Education, to whom was referred S. B. No. 85, by Mr. Hollingsworth, entitled ''An Act amending Section 1775, Revised Statutes of Utah, 1898, relating to the appointment of the school fund,'' beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 85 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on Federal Relations, to whom was

referred H. J. M. No. 6, by Mr. Hott, entitled "A Memorial asking that wandering members of the Indian tribe known as Southern Utes be returned to their reservation in Colorado and compelled to remain thereon," beg leave to report that they have had the same under consideration, and recommend that the memorial be passed.

HULANISKI,
Chairman.

Report adopted.

H. J. M. No. 6 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 20, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to whom was referred S. B. No. 108, by Mr. Lawrence, entitled "An Act appropriating money for the purchase of a site and for the building of a building for the State Historical Society of the State of Utah," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed. We regret that the finances of the State will not permit of the appropriation asked for, otherwise the bill would receive our support.

W. N. WILLIAMS,
Chairman.

Report adopted.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. J. M. No. 5, by Mr. Critchlow, relating to debts not affected by discharge in bankruptcy, and the same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. M. No. 5 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 78, by Mr. Park, "An Act regulating the stamping, marking or branding of articles of merchandising composed in whole or in part of silver, and defining the meaning and use of the words 'sterling,' 'sterling silver,' 'solid silver,' 'coin,' or 'coin silver,' and providing a penalty for the violation thereof."

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 78 was referred to the Committee on engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 37, by Mr. Richards, "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, fixing the salaries of certain State officers."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 37 was signed by the President in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. R. No. 3, by Mr. Kuchler, authorizing the Governor to procure a suitable oil portrait of himself and ex-Governor Heber M. Wells, etc., and the same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. R. No. 3 was, under the rules, laid upon the table for one day.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.,

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 71, by Mr. Hollingsworth, "An Act amending Section 2104 of the Revised Statutes of Utah, 1898, relating to 'Utah State School for the Deaf and Dumb,' and fixing its location; changing its name to and continuing it as a body corporate under the name of 'Utah School for the Deaf' fixing its location, confirming and perpetuating unto said Utah School for the Deaf the rights, immunities, franchises and endowments heretofore granted or conferred unto the 'Utah State School for the Deaf and Dumb,' and continuing in force for the use of said Utah School for the Deaf any unexpended balances of appropriations made for the Utah State School for the Deaf and Dumb."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 71 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 70, by Mr. Richards, entitled "An Act amending Section 1, Chapter 107, Session Laws of 1905, providing where an entire county is constituted into one school district it shall be a county school district of the first class."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 70 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 106, by Mr. Thompson, "An Act to regulate the conduct of business and to prevent any person or persons from conducting or transacting business under an assumed name, and providing punishment therefor."

The same is trasmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 106 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 20, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed, as amended, H. B. No. 87, by Mr. Pedersen, "An Act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violation of the provisions hereof."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 87 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 18, by Mr. Robinson, "An Act to amend Sections 2513, 2559, 2560 and 2584, Revised Statutes of Utah, 1898, as amended by Chapter 68, Laws of Utah, 1899, and Section 2562, Revised Statutes of Utah, 1898, as amended by Chapter 126, Laws of Utah, 1901, in relating to taxation and defining of powers and duties of the State Board of Equalization."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 18 was signed by the President, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 75, by Mr. Park, "An Act to regulate the stamping of articles of merchandise made of gold or alloy of gold, and providing a penalty for violation thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 75 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 109, by the Committee on Agriculture and Irrigation (substitute for H. B. No. 14, by Mr. Jackson), "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary purposes."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

The Senate refused to concur in the House amendments, and, on motion of Mr. Callister, a Conference Committee consisting of Senators Callister, Hulaniski and Walton were appointed to act with a similar committee from the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 107, by Mr. Benner X. Smith, "An Act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, to the State Board of Land Commissioners, for the employment of counsel and the costs and expenses of witnesses in the prosecution or defense of suits, actions or proceeding, wherein the title or the right of the State to school lands is brought in question."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 107 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 22, by Mr. Callister, "An Act to amend Section 2, Chapter 59, Laws of Utah, 1901, as amended by Chapter 68, Laws of Utah, 1905, creating the reservoir land grant fund and providing for the procuring of reservoir sites and the construction of reservoirs for the purpose of supplying water to State and other lands and authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs, whether public or private."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 22 was referred to the Committee on Engrossed and Enrolled Bills.

READING OF BILLS THE THIRD TIME.

S. B. No. 93, by Mr. Hollingsworth, entitled "An Act enacting two new sections of the Revised Statutes of Utah, 1898, to be known as Sections 4334-A and 4334-B, and amending Sections 4334, 4335, 4336, 4337 and 4338 of the Revised Statutes of Utah, 1898, as amended by Chapter 19 of the Laws of Utah, 1905, relating to burglary in the first, second and third degrees, defining the same, and the penalties therefor," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 5. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Benner X. Smith, Walton, Williams.

Those voting in the negative were: Messrs. Clegg, Lawrence, Rasband, Seely and Mr. President.

Absent and not voting: Mr. John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 27, by Mr. Robinson, entitled "An Act to amend Section 4401, Chapter 46, of the Revised Statutes of Utah, 1898, regulating ore purchases and prohibiting the making or publishing of false assays and providing a penalty therefor," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 128, by Committee on Judiciary, substitute for H. B. No. 51, entitled "An Act to amend Section 3414, Revised Statutes of Utah, 1898, relating to privileged communications and the rights of witnesses," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 118, by Mr. Walton, "A Bill for an Act providing for an annual convention of health officers," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 1. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Mr. Brinkerhoff voted in the negative.

Absent and not voting: Mr. John Y. Smith.

The title of the bill was made the title of the act.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 58, by Mr. Hollingsworth, "An Act to amend Section 2939 of the Revised Statutes of Utah, 1898, relating to the form of summons in civil actions."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House, and S. B. No. 58 was read, as amended, and passed by the following vote: Ayes, 17; nays, 0. Absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. John Y. Smith.

S. B. No. 58 was referred to the Committee on Engrossed and Enrolled Bills.

S. B. No. 68 and S. B. No. 69 were placed on the calendar to be called up for third reading on Monday.

INTRODUCTION OF BILLS.

S. B. No. 136, by Mr. Miller, "An Act making appropriations for building bridges over the Rio Virgin River and improving roads in Washington County," was read the first time and referred to the Committee on Highways and Bridges.

On motion of Senator Lawrence the Senate adjourned to meet at 3:30 p. m. Saturday, Feb. 23rd.

FORTY-FIRST DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 23, 1907.

The Senate was called to order by President Love at 3:30 p. m.

Roll call; quorum present.

Invocation by the chaplain, Rev. P. A. Simpkin:

"Almighty God, while we thank Thee for all life's mercy and our well-being, we come with shadowed hearts because in Thy providence the touch of death has come to some of thy servants whom we have loved and suddenly from life's duties has removed them. We pray Thee that Thy pity and comforting love may be given to the dear ones thus bereaved, and let Thy consolation be given to them. As we thank Thee for their lives and character, we would also thank Thee for the limitation of the catastrophe and the spared lives of those who were in like peril. Bless, we pray Thee, those, Thy servants, and may we be enabled in the light of life's brevity and our uncertain tenure upon it, to live lives manful, clean, true, worthy of ourselves and Thee, so that at the last, when the shadow falls and we see Thy face, whether suddenly or down the long vista of gray pain, we may catch Thy smile and Thy word of favor for worthy life and service. And this, with Thy blessing in all the life of our country, we ask through Jesus Christ, our Lord. Amen."

Reading of the minutes of the thirty-ninth day was postponed until Monday.

PRESENTATION OF RESOLUTION.

S. R. No. 4, by Mr. Brinkerhoff:

Whereas, The Senate has learned with profound regret of the accidental death, at Bingham, Utah, of the Hon. Seth Taft, late Member of the House of Representatives of the Seventh session of the Legislature of the State of Utah, and representing Wayne County, Utah; and also the death by the same accident of Mr. Clinton B. Leigh, late legislative reporter for the Salt Lake Herald in said House of Representatives; and

Whereas, Through the untimely death of two such prominent citizens the State of Utah has cause to mourn in common with the immediate families and relatives of the deceased; therefore, be it

Resolved, By the Senate, that we do hereby express

our deep sympathy with the respective families of the deceased in their heavy bereavement, and our sorrow at the loss which the State thereby sustains; and be it also

Resolved, That the President shall appoint three members of the Senate to represent this body and arrange to accompany the remains of the late Representative Seth Taft to their final resting place at Thurber, Wayne County, Utah; and also a separate committee of three to attend and represent the Senate at the obsequies of the late Clinton B. Leigh; and the said committees are hereby authorized to arrange for appropriate floral offerings from the Senate at the funerals of each of the deceased; and be it further

Resolved, That these resolutions be spread upon the records of the Senate and that an engrossed copy thereof be sent to the respective families of the late Representative Seth Taft and the late Clinton B. Leigh.

All rules were suspended and S. R. No. 4 was adopted by the Senate by a rising vote.

The President appointed as a committee from the Senate to accompany the remains of the late Representative Seth Taft to his home at Thurber, Utah: Senators Johnson, Brinkerhoff and Miller.

And as a committee to represent the Senate at the funeral of the late Clinton B. Leigh: Senators Williams, Hulaniski, Walton and Park.

On motion of Mr. Lawrence it was the sense of the Senate that all members attend the funeral of the late Clinton B. Leigh in a body, Sunday.

Mr. Brinkerhoff moved that immediately after adjournment that the Senate, as a tribute of respect, meet with the House and proceed in a body to view the remains of the late Representative Seth Taft and Clinton B. Leigh. Carried.

As a mark of further respect the Senate adjourned until Monday, February 25, at 2 p. m.

FORTY-THIRD DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 25, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present, except Senator Brinkerhoff, who was excused.

Prayer by the Chaplain.

The minutes of the thirty-ninth and forty-first day's sessions were read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 25, 1907.

Mr. President:

Your Committee on Education, to whom was referred S. B. No. 24, by Mr. Bullen, entitled "An Act amending Section 2292, Revised Statutes of Utah, 1898, as amended by Chapter 133 of the Laws of Utah, 1905, prescribing and limiting courses of instruction in the University of Utah, and providing permanent revenue for the support thereof, and directing the manner of paying the same to the said University and limiting the cost of maintaining the said University"; S. B. No. 25, by Mr. Bullen, entitled "An Act amending Section 2087 of the Revised Statutes of the State of Utah. 1898, as amended by Chapter 134 of the Laws of Utah, 1905, describing and limiting the courses of instruction in the Agricultural College of Utah, and providing permanent revenue for the support thereof, directing the manner of paying the same to the said college and limiting the cost of maintaining the said college"; S. B. No. 29, by Mr. Park, entitled "An Act proposing an amendment to Section 4 of Article X of the Constitution of the State of Utah, relating to the control, location, establishment, rights, immunities, franchises and endowments of the University of Utah and the Agricultural College," and S. B. No. 77, by Mr. Hol-

lingsworth, entitled "An Act proposing amendments to Sections 2 and 4 of Article X of the Constitution of the State of Utah relating to the Agricultural College and State University and consolidating the same under the name of the University of Utah and confirming and perpetuating unto the said University of Utah and its several schools and departments all the rights, immunities, franchises and endowments heretofore granted or conferred unto the Agricultural College and the University of Utah," beg leave to report that they have had the same under consideration, and recommend that the said bills be considered by the Senate and made a special order for Monday, March 4th, at 10 a. m.

PARK,
Chairman.

Report adopted.

S. B.'s Nos. 24, 25, 29 and 77 were made the special order for Monday, March 4th, at 10 a. m.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 25, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 75, by Mr. Park, entitled "An Act to regulate the stamping of articles of merchandise made of gold or alloy of gold, and providing a penalty for the violation thereof," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Communication filed.

S. B. No. 75 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 25, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 107, by Special Joint

Committee on Public Lands, entitled "An Act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, to the State Board of Land Commissioners, for the employment of counsel and the costs and expenses of witnesses in the prosecution or defense of suits, actions or proceedings, wherein the title or the right of the State to school lands is brought in question," beg leave to report that they have had the same carefully engrossed and enrolled and herewith present the bill for your signature.

HOLLINGSWORTH,
Chairman.

Communication filed.

S. B. No. 107 was signed by the President, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 21, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 71, by Mr. Hollingsworth, entitled "An Act amending Section 2104 of the Revised Statutes of Utah, 1898, relating to 'Utah State School for the Deaf and Dumb,' and fixing its location; changing its name to and continuing it as a body corporate under the name of 'Utah School for the Deaf,' fixing its location, confirming and perpetuating unto said Utah School for the Deaf rights, immunities, franchises and endowments heretofore granted or conferred unto the 'Utah State School for the Deaf and Dumb,' and continuing in force for the use of said Utah School for the Deaf any unexpended balances of appropriations made for the Utah State School for the Deaf and Dumb," beg leave to report that they have carefully engrossed and enrolled same, and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Communication filed.

S. B. No. 71 was signed by the President, in open

session, after the title had been publicly read immediately before the signing thereof.

PRESENTATION OF RESOLUTION.

S. J. R. No. 2, by Mr. Miller, "A resolution proposing an amendment to Section 7 of Article XIII of the Constitution of the State of Utah relating to the rate of taxation."

S. J. R. No. 2 was presented and, under the rules, laid upon the table for one day.

INTRODUCTION OF BILLS.

S. B. No. 137, by Mr. Park, "An Act making it unlawful to sell cocaine, or preparations containing cocaine, except upon a practicing physician's prescription, and providing a penalty for the violation of this act," was read the first time and referred to the Committee on Public Health.

S. B. No. 138, by Mr. Lawrence, "A Bill for an Act amending Section 3302 of the Revised Statutes of Utah, 1898, relating to appeals to the Supreme Court," was read the first time and referred to the Judiciary Committee.

S. B. No. 139, by Mr. Bullen, by request, "An Act providing for the compulsory use of broad tires upon wagon wheels after the year 1915," was read the first time and referred to the Committee on Highways and Bridges.

S. B. No. 140, by Mr. Park, "A Bill for an Act creating a military fund for the support and maintenance of the National Guard of Utah, the manner of its disbursement; providing for a military poll tax, the manner of its collection; providing a penalty for failure to levy, collect or pay such military poll tax," was read the first time and referred to the Judiciary Committee.

S. B. No. 141, by Mr. Clegg, "A Bill for an Act to establish a State Board of Sheep Commissioners, provide

for the control and suppression of scab and other infectious diseases in sheep, and to provide revenue to enforce the same, and repealing Sections 3 and 12 of Chapter 26 of the Laws of Utah, 1905, entitled 'An Act to establish a Stote Board of Sheep Commissioners, create the office of State Sheep Inspector, provide for the control and suppression of scab and other infectious diseases in sheep, and to provide revenues to enforce the same,' " was read the first time and referred to the Committee on Live Stock.

S. B. No. 142, by Mr. Bullen, "A Bill for an Act to amend Section 10, Chapter 118, Laws of Utah, 1905, concerning the taking of fish, allowing the taking thereof at certain times and places, and prohibiting the taking of fish at certain times and places," was read the first time and referred to the Committee on Fish and Game.

S. B. No. 143, by Mr. Callister, "A Bill for an Act making an appropriation for building a bridge across the Sevier River and for the completion of public roads in Millard County," was read the first time and referred to the Committee on Highways and Bridges.

READING OF SENATE BILLS THE THIRD TIME.

S. B. No. 68, by Mr. John Y. Smith, "A Bill for an Act to amend Section 2057, Revised Statutes of Utah, 1898, as amended by Chapter 71, Laws of Utah, 1899, and as amended by Chapter 81, Laws of Utah, 1905, relating to and regulating the salaries of county officers," was amended, read the third time and, on motion of Mr. Johnson, the enacting clause was stricken out.

S. B. No. 69, by Mr. John Y. Smith, entitled "An Act to amend Section 2516, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Ben-

ner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

S. B. No. 127, by the Judiciary Committee, entitled "A Bill for an Act for the protection of persons furnishing labor and material for the construction or repair of public buildings and public works," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Walton.

The title of the bill was made the title of the act.

S. B. No. 133, by Mr. Johnson, "A Bill for an Act to authorize any railroad corporation of this State owning lines wholly in a foreign country to sell and convey its lines to corporations organized under the laws of the country in which any such lines may be situated," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

S. B. No. 84 and S. B. No. 85, were, on motion of Mr. Hollingsworth, placed on calendar for to-morrow.

S. B. No. 135 was, on motion of Mr. Johnson, recommitted to the Committee on Railroads.

THIRD READING OF HOUSE BILLS.

H. B. No. 19, by Mr. Robinson, "A Bill for an Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization, and defining its duties," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 3; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Those voting in the negative were: Messrs. Johnson, Rasband, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

Mr. Walton moved that the vote on H. B. No. 19 be reconsidered. Carried. H. B. No. 19 was made the special order for to-morrow at 3 p. m.

H. B. No. 31, by Mr. Cottam, "A Bill for an Act amending Sections 1 and 3, Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax is insufficient," was, on motion of Mr. Lawrence, recommitted to the Committee on Education.

H. B. No. 42, by Mr. Sutton, was, on motion of Mr. Seely, postponed until the return of Mr. Brinkerhoff.

H. B. No. 45 was placed on the calendar for third reading to-morrow.

CONSIDERATION OF MEMORIALS.

H. J. M. No. 6, by Mr. Hott, entitled "A Memorial asking that wandering members of the Indian tribe known

as Southern Utes be returned to their reservation in Colorado and compelled to remain there," was, upon motion, laid on the table until the return of Mr. Brinkerhoff.

CONSIDERATION OF RESOLUTION.

H. J. R. No. 3, by Mr. Kuchler, authorizing the Governor to procure a suitable oil portrait of himself and ex-Governor Heber M. Wells, etc., was taken from the table, read the first time and referred to the Committee on Appropriations and Claims.

CONSIDERATION OF COMMITTEE REPORT.

The consideration of the committee report on S. B. No. 123, which was laid on the table pending the return of Mr. John Y. Smith, was called up and, on motion of Mr. Lawrence, the report of the committee recommending that the bill do not pass was adopted.

On motion of Mr. Lawrence the Senate adjourned until 2 p. m. to-morrow.

FORTY-FOURTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 26, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; all Senators present, except Senator Brinkerhoff, who was excused.

Prayer by the Chaplain.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 25, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted H. R.

No. 7, by Mr. Davis, relating to memorial services in honor of Representative Seth Taft and Clint B. Leigh.

The same is transmitted herewith for whatever action you may deem proper.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

H. R. No. 7, by Mr. Davis:

WHEREAS, On February 23, 1907, a committee of the House of Representatives was appointed to arrange a program for memorial services in honor of the memories of Representative Seth Taft and Clint B. Leigh, who recently lost their lives in a distressing accident; therefore, be it

RESOLVED, That Tuesday, the 26th day of February, 1907, at 2:30 o'clock p. m., be fixed as the time for the holding such memorial services; and, be it further

RESOLVED, That the Honorable Senate of the State of Utah be hereby invited to meet with the House of Representatives on said date and at said time, to participate in said services and that they designate two of their members to deliver addresses on said occasion.

JOHN N. DAVIS,
Chairman Memorial Committee.

Communication and resolution filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 26, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day decided to hold memorial services in honor of the late Representative Taft and Mr. Clint B. Leigh at 2 p. m. today, instead of at 2:30 p. m., as set forth in resolution heretofore transmitted to your honorable body.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

On motion, the Senate decided to meet with the House in joint session for the purpose of holding memorial services in honor of the late Representative Seth Taft and Clinton B. Leigh.

At 2 p. m. the Senate proceeded in a body to the House of Representatives.

JOINT SESSION.

MEMORIAL SERVICES,
HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 26, 1907.

The Seventh Legislature of the State of Utah met in joint session at 2 p. m., President Love, of the Senate, presiding.

The Secretary of the Senate called the roll of the Senate. Quorum present.

The Chief Clerk of the House called the roll of the House. Quorum present.

Prayer by the Chaplain of the House, Elder David Hess.

Resolutions of respect and condolence at the untimely death, near Bingham, Utah, of Honorable Seth Taft, Representative of Wayne County, in the Seventh Legislative Assembly of the State of Utah, were presented by the House Special Committee, read and adopted by a rising vote.

The said committee also presented like resolutions of respect and condolence at the accidental death, near Bingham, Utah, of Clint B. Leigh, late Legislative reporter for the Salt Lake Herald of the Seventh Legislative Assembly of the State of Utah, which were read and adopted by a rising vote.

The resolutions were ordered spread upon the minutes of the House and engrossed copies sent to the respective families of the deceased, and that copies of the

resolutions be furnished the daily papers of Salt Lake City.

Appropriate remarks were made by the President of the Senate, S. H. Love, Representative Tolton, the Chaplain of the Senate, Rev. P. A. Simpkin, the Speaker of the House, H. S. Joseph, Representatives Davis, Thompson and Senator Callister and Governor John C. Cutler.

At 3:30 p. m. the joint assembly dissolved.

At 3:30 p. m. the Senate resumed its regular session.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Represntatives has this day passed, as amended, H. B. No. 116, by Mr. Marks, "An Act to amend Section 2980, Revised Statutes of Utah, 1898, as amended by Chapter 129, Laws of Utah, 1903, relating to replies in pleadings."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 116 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 25, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 99, by Mr. Hone, "An Act requiring all corporations to pay an annual State license; providing for the enforcement of same and prescribing a penalty for refusal or failure to comply therewith, and making certain exceptions."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 99 was read the first time and referred to the Committee on Private Corporations and Insurance.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 21, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 140, by Mr. Hott, "An Act to protect the relics of ancient races."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 140 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 25, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 71, "An Act amending Section 2104 of the Revised Statutes of Utah, 1898, relating to 'Utah State School for the Deaf and Dumb' and fixing its location; changing its name to and confirming it as a body corporate under the name of 'Utah School for the Deaf,' fixing its location, confirming and perpetuating unto said Utah School for the Deaf the rights, immunities, franchises and endowments heretofore granted or conferred unto the 'Utah State School for the Deaf and Dumb,' and continuing in force for the use of said Utah School for the Deaf any unexpended balances of appropriations made for the Utah State School for the Deaf and Dumb."

The same is herewith returned for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

On motion of Mr. Hollingsworth S. B. No. 71 was returned to the House for the signature of the Speaker.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 25, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Jackson, Thompson and Davis a Conference Committee to meet with the Senate Committee for the purpose of considering S. B. No. 109.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 25, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Represenatives has this day concurred in the amendments of the Senate to H. B. No. 27, by Mr. Robinson, "An Act to amend Section 4401, Chapter 46, Revised Statutes of Utah, 1898, regulating ore purchasers and prohibiting the making or publishing of false assays," and the same has been referred to the Committee on Enrollment and Engrossment.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 115, by Mr. Taft, entitled "An Act to provide for the raising of the American flag upon school houses on legal holidays," beg leave to report that they have had the same under consideration, and amend said bill by striking out all of Section 2, and, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 115 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 23, by Mr. J. P. Miller, entitled "An Act amending Sections 4347, 4443, 4444, 4445, 4446, 4462, 4463 and 4464, Revised Statutes of Utah, 1898, extending the provisions of the Penal Code relating to offenses of telegraph operators and others in transmission of messages to operators of telephone lines and messages transmitted over telephone lines," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 23 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 99, by Mr. Gardner, entitled "An Act pro-

viding that delinquent water taxes levied by cities and towns, to be placed on the tax rolls of the county," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 21, by Mr. J. P. Miller, entitled "An Act amending Sections 2472, 3337, 4651, 4652 and 4653, Revised Statutes of Utah, 1898, giving the same effect to transmission of contracts, summons, writs, warrants, and other legal process by telephone as by telegraph," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title by striking out the word "contracts."

2. Strike out all of lines 4, 5, 6, 7, 8, 9 and 10, the same being No. 2472.

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 21 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 81, by Mr. Clegg, entitled "An Act to amend Section 2656, Revised Statutes of Utah, 1898, relating to seizure of personal property for taxes not due," beg leave

to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 106, by Mr. Thompson, entitled "An Act to regulate the conduct of business and to prevent any person or persons from conducting or transacting business under an assumed name, and providing punishment therefor," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 115, by Mr. Hollingsworth, entitled "An Act amending Section 4359, Revised Statutes of Utah, 1898, as amended by Chapter 30, Laws of Utah, 1899, relating to and defining grand larceny," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 129, by Mr. Benner X. Smith, entitled "An Act

to amend Section 973, Revised Statutes of Utah, 1898, providing for the collection of fees of County Recorders, as amended by Chapter 47 of the Laws of Utah, 1905," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

On page 2, line 12, strike out the word "fifty" and insert in lieu thereof the word "fifteen."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 129 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 120, by Mr. Hollingsworth, entitled "An Act amending Chapter 86 of the Laws of Utah, 1903, relating to and fixing the salaries of judges of the District Court and allowing to such judges their actual and necessary traveling and other expenses to and from the county of their residence when holding court in other counties," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 120 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 119, by Mr. Hollingsworth, entitled "An Act repealing Section 2051, Revised Statutes of Utah, 1898, as

amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of District Judges and District Attorneys," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 119 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 87, by Mr. Bullen, entitled "An Act to amend Section 3148 of the Revised Statutes of Utah, 1898, relating to requested instructions to jury," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 87 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 121, by Mr. Hollingsworth, entitled "An Act allowing District Attorneys their actual and necessary traveling expenses in the performance of their official duties and their contingent office expenses," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 121 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 114, by Mr. Benner X. Smith, entitled "An Act relating to instruments of writing informally executed, and validating all of the same which were of record prior to January 1, 1907," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 114 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 131, by Mr. Benner X. Smith, entitled "An Act to amend Section 3168 of the Revised Statutes of Utah, 1898, relating to the powers of trial courts," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 131 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 130, by Mr. Benner X. Smith, entitled "An Act to amend Section 655 of the Revised Statutes of Utah, 1898, relating to the powers of the Supreme Court," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 130 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 113, by Mr. Benner X. Smith, entitled "An Act to amend Sections 3744, 3746 and 3748 of the Revised Statutes of Utah, 1898, and Section 3747, of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1905, relating to appeals from Justice's Courts," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 113 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 127, by Mr. Robinson, entitled "An Act to amend Chapter 45, Laws of the State of Utah, 1901, making it unlawful to wrongfully and without authority use the name, title of officers, insignia, ritual or other ceremonies of certain orders and societies, and providing punishment for the violation thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 127 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 119, by Mr. Thompson, entitled "An Act to

amend Section 1249, Revised Statutes of Utah, 1898, as amended by Chapter 53, Laws of Utah, 1901, regulating the sale of intoxicating liquors and preventing certain persons from frequenting places of business where such liquors are sold, and repealing Section 4245, Revised States of Utah, 1898," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 119 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, to which was referred H. B. No. 22, by Mr. J. P. Miller, entitled "An Act amending Sections 2697, 2698, 2699 and 2700 of Title 68 of the Revised Statutes of Utah, 1898, giving the same effect to messages transmitted by telephone as those sent by telegraph," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 22 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Military Affairs, to whom was referred S. B. No. 31, by Mr. Park, entitled "An Act to amend Sections 1436 and 1438, Revised Statutes of Utah, 1898, as amended by the Laws of Utah, 1905, relating to the composition, appointment, duties, bonds and terms of office of the military staff of the Commander-in-Chief of the Militia," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

On page 2, line 18, strike out the words "from and after its," and insert in lieu thereof "upon."

And, as amended, recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 31 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Education, to which was recommitted H. B. No. 31, by Mr. Cottam, entitled "An Act amending Sections 1 and 3, Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax is insufficient," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title to read "An Act amending Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax is insufficient."

2. Insert after the enacting clause "That Chapter 121, Laws of Utah, 1905, be and the same is hereby amended to read as follows:"

And, as amended, recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 31 was read the second time.

SENATE JUDICIARY COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Judiciary, having had under consideration S. B. No. 145, by the Judiciary Committee, entitled "A Bill for an Act to amend Section 1, Chap-

ter 61 of the Laws of Utah, 1903, and Section 18 of Chapter 109 of the Laws of Utah, 1901, relating to the service of process of City Courts, by whom the same may be served, and providing for appeals from City Courts to District Courts and from District Courts to the Supreme Court in certain cases," herewith present said bill, and recommend its passage.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 145 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 22, by Mr. Callister, entitled "An Act to amend Section 2, Chapter 59, Laws of Utah, 1901, as amended by Chapter 68, Laws of Utah, 1905, creating the reservoir land grant fund and providing for the procuring of reservoir sites and the construction of reservoirs for the purpose of supplying water to State and other lands and authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs, whether public or private," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Communication filed.

S. B. No. 22 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 78, by Mr. Park, entitled, "An Act regulating the stamping, marking or branding of articles of merchandise composed in whole or in part of silver, and defining the meaning and use of the words 'sterling,' 'sterling silver,' 'solid silver,' 'coin' or 'coin silver,' and providing a penalty for the violation thereof," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Communication filed.

S. B. No. 78 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 26, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills beg leave to report that it has suitably engrossed two copies of the resolution adopted by the Senate at its session held on the 23rd inst. relative to the death of Honorable Seth Taft, late a member of the House of Representatives of the present session, and of Mr. Clinton B. Leigh, late legislative reporter for the Salt Lake Herald assigned to the House of Representatives. Said engrossed copies of said resolution are herewith presented for the signature of the President and Secretary of the Senate with the recommendation that thereupon one copy be forwarded to Mrs. Taft and the other copy to Mrs. Leigh.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

SPECIAL ORDER.

H. B. No. 19, which was made a special order for 3 p. m. was called up and, on motion, was made a special order for to-morrow afternoon.

THIRD READING OF BILLS.

S. B. No. 84, by Mr. Hollingsworth, "A Bill for an Act amending Section 1893, Revised Statutes of Utah, 1898, relating to schools in cities of the first and second classes," was, on motion of Mr. Hollingsworth, recommitted to the Committee on Education.

S. B. No. 85, by Mr. Hollingsworth, entitled "An Act amending Section 1775, Revised Statutes of Utah, 1898, relating to the apportionment of the school fund," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Benner X. Smith.

The title of the bill was made the title of the act.

H. B. No. 45, by Mr. Croft, entitled "An Act to amend Section 1826, Chapter 6 of the Revised Statutes of Utah, 1898, fixing the time of transmitting reports of school census," was amended, read the third time and, on motion of Senator Johnson, the enacting clause was stricken out.

Mr. Walton gave notice of his intention to move to reconsider the action on H. B. No. 45.

UNFINISHED BUSINESS.

S. J. R. No. 2, which was laid on the table, was called up and referred to the Committee on Ways and Means.

H. J. R. No. 5, which was laid on the table, was called up and referred to the Committee on Federal Relations.

INTRODUCTION OF BILLS.

S. B. No. 144, by Mr. John Y. Smith, entitled "A Bill for an Act to encourage the destruction of certain wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties and providing additional revenues; providing the manner in which such bounties may be procured; providing penalties for the procurement of such bounties by fraud and for violation of this act, and repealing Chapter 137, Laws of Utah, 1901, and Chapter 48, Laws of Utah, 1905," was read the first time and referred to the Committee on Live Stock, associated with the Committee on County and Municipal Corporations.

S. B. No. 146, by Mr. Rasband, "An Act to amend Section 314, Revised Statutes of Utah, 1898, relating to the formation and purposes and the number of incorporators of private corporations," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 147, by Mr. Gardner, entitled "A Bill for an Act to amend Sections 36, 42 and 67 of Chapter 108, Laws of Utah, 1905, relating to water rights and irrigation and duties of the State Engineer," was read the first time and referred to the Committee on Agriculture and Irrigation.

PRESENTATION OF PETITIONS.

S. P. No. 5, by Mr. Miller, signed by D. H. Morris and 137 other citizens of Washington County, asking for an appropriation of $5,500 for a bridge over the Rio Virgin River, was read and referred to the Committee on Highways and Bridges.

S. P. No. 6, by Mr. Park, from the faculty of the B. Y. College of Logan, asking that H. B. No. 58, now

pending, do not pass,'' was read and referred to the Committee on Education.

COMMUNICATIONS.

AGRICULTURAL COLLEGE OF UTAH,
OFFICE OF THE PRESIDENT,
Logan, Utah, Feb. 23, 1907.

To the President and Members of the Senate,
Salt Lake City, Utah.

Gentlemen:

In behalf of the trustees and faculty, I have pleasure in extending an invitation to the members and officers of the Senate to visit the Agricultural College of Utah, at such time as may be most conveniently arranged.

Very truly yours,

W. J. KERR,
President.

On motion of Senator Bullen the invitation was accepted, and the date fixed upon was Saturday, March 2, 1907.

SALT LAKE CITY YOUNG MEN'S CHRISTIAN ASS'N,
Salt Lake City, Feb. 23, 1907.

To the Members of the Senate,
State of Utah.

Gentlemen:

The Young Men's Christian Association has a quarter of a million dollars invested in its property in this city, in which it does a club work for young men and boys, making adapted provision for their social, physical, educational and religious needs.

We believe that the features of this public philanthropy would be of considerable interest to you; the management of the association most cordially invites you,

with your friends, to visit its building the evening of February 26th (Tuesday).

Very truly yours,

W. V. RICE,
President.

OSCAR L. COX,
General Secretary.

On motion of Mr. Lawrence the invitation was accepted.

To the Members of the Senate of the Seventh Legislative Assembly of the State of Utah.

Gentlemen:

Permit me to express to you my deep appreciation of the courtesies extended me in my recent sorrow. The floral tribute you placed upon my husband's casket was exquisite in design and conveyed to me more eloquently than words could have done the sweet consolation that was in your hearts. It was indeed a high mark of regard for you to appoint honorary pall bearers from among your number and for this and other marks of respect paid to my loved one you shall always have my gratitude and loving remembrance.

Sincerely yours,

CHRISSIE POINTER LEIGH.

On motion of Senator Lawrence the Senate adjourned until 2 p. m. to-morrow.

FORTY-FIFTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 27, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present; Senator Brinkerhoff was excused for the day.

Prayer by the Chaplain.

Senator Hollingsworth was called to the chair.

The minutes of the forty-fifth day's session were read and approved.

PRESENTATION OF RESOLUTION.

Senator Benner X. Smith made the following statement:

Mr. President:

It is not my desire to unjustly criticize public officers, nor to cause unnecessary trouble; yet my duty to the people of the State as a member of this body requires that I lay before you what appear to be some flagrant instances of misfeasance in public office by an employe of one of the public boards of this State. In making this statement, I fully appreciate that it involves one who owes his office to political preferment and who will be backed and defended by his political associates. Yet, if the charges are true and can be sustained by competent evidence, I would be recreant to my duty as a member of this body and a citizen if I did not place them before you, as I will not surrender the conclusions that these facts indicate to personal or political interest, and under the circumstances this body would lose its influence and respect if there be any foundation for these charges and an investigation is not made to determine their truth or falsity, and if true, to suggest a remedy.

Congress has by the Enabling Act granted to this State for certain purposes thousands of acres of public land to be disposed of by the State as may be provided by law, subject to certain restrictions. Former Legislatures have provided by law for the sale and disposition of these lands to citizens of the State, under certain regulations—one regulation being that any citizen who first applies to purchase State lands shall have the prior right to have the State select the same. This is a valuable right and should not be fraudulently interfered with.

It has been charged, and, I understand, that compe-

tent evidence exists to sustain the charges, that an employee of the State Board of Land Commissioners has on at least two different occasions during the year 1906, having in his official capacity obtained knowledge of the intention of a citizen to select State lands, fraudulently and in order to obtain an advantage and pecuniary profit, interfered with the lawful rights of citizens seeking to acquire such lands and prevented the acquisition of the same.

The circumstances as charged are as follows: That in July, 1906, an employee of the State Land Board in his official capacity learned that a citizen was about to make application to purchase certain State lands, and that said employee imparted that information to a relative, and caused the relative to file an application for the selection of the same lands—the application of the relative being filed prior to the application of the citizen, either through the information received from the employee of the Land Department or by his fraudulently filing the same ahead of the bona fide applicant. This was done for the purpose of preventing the bona fide applicant from acquiring the State lands and for the purpose of obtaining a pecuniary profit and advantage for the employee by said entry.

It is further charged that during the year 1906 another citizen made a bona fide application for selection of lands by the State for the purpose of purchase and filed the same in the office of the Land Department, and that the same employee, with the intent to deprive said applicant of his right to purchase said lands and to obtain a pecuniary benefit for himself, attempted in his own name to homestead the same under the land laws of the United States, but, upon his application for a homestead being refused, he thereupon caused a friend and acquaintance to file a homestead entry in the United States Land Office covering the same land, and that he furnished the costs and fees therefor, and that the said entry was made for the pecuniary profit and benefit of said employee and with the intention of depriving the said bona fide applicant from acquiring said lands through said selection, and that the filing of said homestead entry did, in fact, prevent said bona fide applicant from acquiring said lands.

I am informed and believe that both of these instances

came to the knowledge of certain members of the State Land Board a short time after the occurrences and five or six months ago, and that within the last month both of these matters were called to the attention of the State Land Board and that no action has been taken to correct these abuses, and I am extremely doubtful that the board intends bona fide to take any action in reference to the same.

It is my opinion that an investigation should be had to determine the truth or falsity of these charges, and if they are sustained legislative action should be taken to correct and prevent any further abuses in the administration of the affairs of the State in the State Land Office, and I therefore offer the following resolution:

Whereupon Mr. Benner X. Smith presented the following resolution, which was read:

S. R. No. 5:

BE IT RESOLVED, By the Senate of the State of Utah:

THAT, WHEREAS, It has been represented and charged on the floor of this House that an employee of the State Board of Land Commissioners has interfered with the rights of bona fide applicants to select State lands by disclosing to a friend and a relative the information that he has received by virtue of his employment, and has caused applications to select State lands to be filed and homestead entries to be made for the purpose of defeating bona fide applicants and for the purpose of obtaining a pecuniary advantage; and,

WHEREAS, It has been further represented and charged that these matters have been brought to the attention of some of the members of the State Board of Land Commissioners and that the said matters have also been brought to the attention of the board and that a long time has elapsed and said board has taken no action in the matter looking to the correction of said evils; and,

WHEREAS, The honest and fair admisistration of the affairs of the State Land Office are a matter of great public interest; and,

WHEREAS, It is a matter of public importance that said charges should be investigated, and such abuses, if they exist, should be corrected, and legislation should be enacted to correct the same; now, therefore, be it

RESOLVED, By the Senate of the State of Utah, that the President is hereby authorized and directed to appoint a committee of three, to be known as the Senate's Special Committee on State Lands, which is hereby directed and authorized to inquire into said charges and the administration of the State Land Office, and to take testimony and report the same with its findings and conclusions and suggestions as to the necessary legislation to correct the abuses, if they are found to exist; and for that purpose said committee is hereby authorized to subpoena and compel the attendance of witnesses and to take the testimony of said witnesses under oath, and to employ a stenographer to record said testimony; and each member of said committee is hereby authorized to administer oaths to said witnesses; and the Sergeant-at-Arms is hereby authorized and directed to attend upon said committee and execute and serve its process and orders; and the expenses of said committee are hereby directed to be paid out of the contingent fund.

Upon motion of Mr. Lawrence the rules were suspended and S. R. No. 5 was unanimously adopted.

A committee consisting of Messrs. Benner X. Smith, Hulaniski and Lawrence was appointed by the President, as provided in S. R. No. 5.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 107, "An Act appropriating the sum of five thousand dollars, or so much thereof as may be necessary to the State Board of Land Commissioners for the

employment of counsel, and the costs and expenses of witnesses in the prosecution or defense of suits, actions, or proceedings wherein the title or the right of the State to school lands is brought in question."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 107 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 75, "An Act to regulate the stamping of articles of merchandise made of gold, or alloy of gold, and providing a penalty for violation thereof."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 75 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved and filed in the office of the Secretary of State H. B. No. 18, "An Act to amend Sections 2513, 1559, 2560 and 2584, Revised Statutes of Utah, 1898, as amended by Chapter 68, Laws of Utah, 1899, and Section 2562, Revised Statutes of Utah, 1898, as amended by Chapter 126, Laws of

Utah, 1901, in relation to taxation and defining of powers and duties of the State Board of Equalization."

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted report of Conference Committee on S. B. No. 109, substitute for H. B. No. 14, "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary purposes."

The bill is returned herewith.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 150, by Mr. Marks, "An Act to amend Section 3245, Revised Statutes of Utah, 1899, as amended by Chapter 31, Laws of Utah, 1901, relating to property exempt from execution."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 150 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 41, by Mr. Giles, "An Act providing for the manner of creating new counties."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 41 was read the first time and referred to the Committee on County and Municipal Corporations.

The President resumes the chair.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 27, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred H. B. No. 208, by Mr. Bower, entitled "An Act accepting the grant of money authorized for an increased annual appropriation for agricultural experiment stations made by Act of Congress, approved March 16, 1906," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

H. B. No. 208 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 27, 1907.

Mr. President:

Your Committee on Railroads, to which was re-

committed S. B. No. 135, by Committee on Railroads, substitute for H. B. No. 61, by Mr. Kuchler, entitled "An Act compelling all street railway companies operating electric or cable cars in the State of Utah to employ a conductor and motorman for the handling and operation of such cars, and providing for a violation thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WILLIS JOHNSON,
Chairman.

Report adopted.

S. B. No. 135 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 27, 1907.

Mr. President:

Your Committee on Elections, to which was referred S. B. No. 102, by Mr. Walton, entitled "An Act to amend Section 816 of the Revised Statutes of Utah, 1898, as amended by Chapter 128 of the Laws of 1905, relating to the registration of voters," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title to read "An Act to amend Section 816 of the Revised Statutes of Utah, 1898, as amended by Chapter 128 of the Laws of Utah, 1905, relating to the registration of voters."

2. In line 5, after the word "general," insert "or."

And, as amended, recommend the bill be passed.

RASBAND,
Chairman.

Report adopted.

S. B. No. 102 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 27, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to

whom was referred S. B. No. 58, by Mr. Hollingsworth, entitled "An Act to amend Section 2939, Revised Statutes of Utah, 1898, relating to the form of summons in civil actions," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 58 was signed by the President, in open session, after the title had been publicly read immediately before the signing thereof.

THIRD READING OF SENATE BILLS.

S. B. No. 113, by Mr. Benner X. Smith, entitled "An Act to amend Sections 3744, 3746 and 3748 of the Revised Statutes of Utah, 1898, and Section 3747 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1905, relating to appeals from Justice's Courts," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Miller, Park and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 114, by Mr. Benner X. Smith, entitled "A Bill for an Act relating to instruments of writing informally executed, and validating all of the same which were of record prior to January 1, 1907," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Park.

The title of the bill was made the title of the act.

S. B. No. 130, by Mr. Benner X. Smith, entitled "An Act to amend Section 655 of the Revised Statutes of Utah, 1898, relating to the powers of the Supreme Court," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Callister, Park and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 131, by Mr. Benner X. Smith, entitled "An Act to amend Section 3163 of the Revised Statutes of Utah, 1898, relating to the powers of Trial Courts," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Park.

The title of the bill was made the title of the act.

S. B. No. 87, by Mr. Bullen, entitled "An Act to amend Section 3148 of the Revised Statutes of Utah, 1898, relating to requested instructions to jury," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Rasband and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 119, by Mr. Hollingsworth, entitled "An Act repealing Section 2051, Revised Statutes of Utah, 1898, as amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of District Judges and District Attorneys," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 1; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Johnson, Lawrence, Miller, Park, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Mr. Seely voted in the negative.

Absent and not voting: Messrs. Brinkerhoff, Hulaniski and Rasband.

The title of the bill was made the title of the act.

S. B. No. 120, by Mr. Hollingsworth, entitled "An Act amending Chapter 86 of the Laws of Utah, 1903, relating to and fixing the salaries of judges of the District Court and allowing to such judges their actual and necessary traveling and living expenses when holding court in other judicial districts," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

S. B. No. 129, by Mr. Benner X. Smith, entitled "An Act to amend Section 978, Revised Statutes of Utah, 1898, providing for the collection of fees of County Recorders

as amended by Chapter 47 of the Laws of Utah, 1905," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

S. B. No. 121, by Mr. Hollingsworth, entitled "An Act allowing District Attorneys their actual and necessary traveling expenses in the performance of their official duties and their contingent office expenses," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

S. B. No. 31, by Mr. Park, entitled "An Act to amend Sections 1436 and 1438, Revised Statutes of Utah, 1898, as amended by Chapter 166, Laws of Utah, 1905, relating to the composition, appointment, duties, bonds and terms of office of the military staff of the Commander-in-Chief of the Militia," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Walton.

The title of the bill was made the title of the act.

THIRD READING OF HOUSE BILLS.

H. B. No. 115, by Mr. Taft, entitled "An Act requiring every Board of Education or School Trustees to provide each school house or the grounds thereof with an American flag, and to cause the said flag to be displayed thereon during daylight on legal holidays, February 12th and Flag Day of each year," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

H. B. No. 21, by Mr. J. P. Miller, entitled "An Act amending Sections 3337, 4651, 4652 and 4653, Revised Statutes of Utah, 1898, giving the same effect to transmission of summons, writs, warrants and other legal process by telephone as by telegraph," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 23, by Mr. J. P. Miller, entitled "An Act amending Sections 4347, 4443, 4444, 4445, 4460, 4462, 4463 and 4464, Revised Statutes of Utah, 1898, extending the provisions of the Penal Code relating to offenses of tele-

graph operators and others in transmission of messages to operators of telephone lines and messages transmitted over telephone lines," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 22, by Mr. J. P. Miller, entitled "An Act amending Sections 2697, 2698 and 2700 of Title 68 of the Revised Statutes of Utah, 1898, giving the same effect to messages transmitted by telephone as those sent by telegraph," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and John Y. Smith.

The title of the bill was made the title of the act.

On motion of Mr. Walton the consideration of H. B. No. 19 was postponed until to-morrow.

On motion of Mr. Lawrence H. B. No. 127 was placed on the calendar for consideration to-morrow.

INTRODUCTION OF BILLS.

S. B. No. 148, by Mr. Walton, "A Bill for an Act making it the duty of the State Board of Health to make rules governing the sanitation and disinfecting of public buildings, railway coaches and sleeping cars, and provid-

ing a penalty for the violation of any provision of this act," was read the first time and referred to the Committee on Public Health.

S. B. No. 149, by Mr. Rasband, "A Bill for an Act to amend Sections 4, 9 and 32 of Chapter 64 of the Laws of Utah, 1899, and Section 1 of said Chapter 64, as the same is amended by Chapter 35 of the Laws of Utah, 1901; also Section 34 of said Chapter 64, as amended by Chapter 62, Laws of Utah, 1903, relating to the State Board of Land Commissioners," was read the first time and referred to the Committee on Public Lands.

S. B. No. 150, by Mr. Williams, "A Bill for an Act amending Section 4208 of the Revised Statutes of Utah, 1898, and adding a new section, to be known as Section 4208A, defining polygamy and bigamy, and providing punishments therefor," was read the first time and referred to the Judiciary Committee.

S. B. No. 151, by Mr. Benner X. Smith, "An Act making it a misdemeanor for a bailee from a livery stable to fail to return, to put to another use, to injure or to cruelly treat the subject of the bailment; also making it a misdemeanor for a bailor of a livery stable keeper to designedly defeat the livery stable keeper's lien," was read the first time and referred to the Judiciary Committee.

S. B. No. 152, by Mr. Benner X. Smith, by request, "A Bill for an Act to amend Section 1401 of the Revised Statutes of Utah, 1898, and to extend the scope and operation of a livery stable keeper's lien," was read the first time and referred to the Judiciary Committee.

SPECIAL ORDER.

H. B. No. 19, by Mr. Robinson, "A Bill for an Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing the manner of its ap-

pointment, fixing the terms of office and salaries of its members, providing the manner of its organization, and defining its duties," which was made a special order for this afternoon, was amended, read the third time and passed by the following vote: Ayes, 15; nays, 1; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams.

Mr. Seely voted in the negative.

Absent and not voting: Mr. Brinkerhoff and Mr. President.

The title of the bill was made the title of the act.

NOTICE OF RECONSIDERATION.

H. B. No. 45, notice of the reconsideration of which was made yesterday, was called up today and, on motion of Mr. Walton, was recommitted to the Committee on Education.

Mr. Lawrence moved that the Senate adjourn until 2 p. m. to-morrow. Carried.

FORTY-SIXTH DAY.

SENATE CHAMBER,
Salt Lake City, Feb. 28, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present; Senator Brinkerhoff was excused for the day.

Prayer by the Chaplain.

The minutes of the forty-fifth day's session were read and approved.

UNFINISHED BUSINESS.

H. B. No. 127, by Mr. Robinson, entitled "An Act to amend Chapter 45, Laws of the State of Utah, 1901, making it unlawful to wrongfully and without authority use the name, title of officers, insignia, ritual or other ceremonies of certain orders and societies, and providing punishment for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 3; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Johnson, Miller and John Y. Smith.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

H. B. No. 31, by Mr. Cottam, entitled "An Act amending Sections 1 and 3, Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax is insufficient," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Benner X. Smith.

The title of the bill was made the title of the act.

Senator Park was called to the chair.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

Mr. President:

Your Committee on Private Corporations, to whom

was referred H. B. No. 24, by Mr. Nephi Jensen, entitled "An Act making it a crime to publish false or exaggerated statements concerning the affairs of corporations, and fixing the penalty therefor," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

H. BULLEN,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 27, 1907.

Mr. President:

Your Committee on Military Affairs having considered S. B. No. 154, entitled "An Act to amend Section 3, Chapter 67, Laws of Utah, 1905, relating to the appointment and pay of 'Company Armorers,'" and S. B. No. 153, entitled "An Act to amend Sections 1434 and 1445, Revised Statutes of Utah, 1898, as amended by Laws of Utah, 1905, and Sections 1484 and 1494, Revised Statutes of Utah, 1898, relating to the organization of companies of the National Guard of Utah, the retirement of officers, Courts of Injury, and providing a penalty in cases where members of the enrolled Militia or members of the National Guard of Utah refuse to answer the caill of the Commander-in-Chief to perform military duty," recommend that the above bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 153 and S. B. No. 154 were read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred S. J. R. No. 2, by Mr. Miller, entitled "A Resolution proposing an amendment to Section 7 of Article XIII of the Constituion of the State of Utah relating

to the rate of taxation," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 5, strike out the word "half" and insert in lieu thereof "fourth."

2. In line 6, strike out "and one-fourth."

And, as amended, recommend the resolution be passed.

MILLER,
Chairman.

Report adopted.

S. J. R. No. 2 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 27, 1907.

To the President of the Senate and
the Speaker of the House:

Your Conference Committee, to whom was referred S. B. No. 109, by Committee on Agriculture and Irrigation, substitute for H. B. No. 14, by Mr. Jackson, entitled "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary purposes," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title to read "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary and domestic purposes."

2. In line 4, after the word "culinary," insert "and domestic."

3. In line 12, strike out "eight thousand" and insert in lieu thereof "seven thousand five hundred."

And, as amended, recommend the bill be passed.

THOMAS C. CALLISTER,
WESLEY K. WALTON,
E. T. HULANISKI,
Senate Conference Committee.
O. L. THOMPSON,
J. J. JACKSON,
JOHN H. DAVIS,
House Conference Committee.

Report adopted.

S. B. No. 109 was amended in accordance with the report of the Conference Committee and, as amended, was read and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

Excused: Mr. Lawrence.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to whom was referred S. B. No. 124, by Mr. Williams, entitled "An Act authorizing the State Board of Examiners to procure plans and descriptions for a State Capitol Building, offering prizes for same, and making an appropriation therefor," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 124 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to whom was referred S. B. No. 88, by Mr. Benner X. Smith, entitled "An Act appropriating the sum of $5,000 to Lafayette Chidister for meritorious services rendered to the State of Utah and for permanent bodily injury sustained," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 1 of the title strike out "$5,000" and insert in lieu thereof "$2,000."

2. In line 1, strike out "$5,000" and insert in lieu thereof "$2,000."

And, as amended, recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 88 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to whom was referred S. B. No. 91, by Mr. Rasband, entitled "A Bill for an Act appropriating $25,000.00 for the purpose of locating, surveying and constructing roads and building bridges in the territory embraced within the former Uintah Indian Reservation situated in Wasatch and Uintah Counties," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 6, strike out "$18,000" and insert in lieu thereof "$12,000."

2. In line 7, strike out "$7,000" and insert in lieu thereof "$4,000."

And, as amended, recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 91 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to whom was referred S. B. No. 101, by Mr. Gardner, entitled "An Act appropriating $470.00 from the State Treasury to the Strawberry Valley Water Users' Association, a corporation, to reimburse said association for excess fees paid to the Secretary of State upon the filing of said association's articles of incorporation with the Secretary of State," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 101 was read the second time.

REPORT OF CONFERENCE COMMITTEE.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

President of the Senate and
Speaker of the House:

Your Conference Committee, to whom was referred S. B. No. 23, by Mr. Walton, entitled "An Act appropriating the sum of $1,500.00 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State and for bodily injuries sustained," beg leave to report that they have had the same under consideration, and recommend that the Senate and House fix the sum to be appropriated to Albert L. Eastman, ex-

Sheriff of Rich County, at $1,250.00, and that the title of the bill and line 1 be amended to conform therewith.

WESLEY K. WALTON,
ALBERT E. MILLER,
W. N. WILLIAMS,
Senate Conference Committee.
RUDOLPH KUCHLER,
SAMUEL WESTON,
JOHN M. MILLER,
House Conference Committee.

On motion of Mr. Walton the report of the Conference Committee was adopted and S. B. No. 23 was amended in accordance with the above report and read, as amended, and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and John Y. Smith.

INTRODUCTION OF BILLS.

S. B. No. 155, by Mr. Hulaniski, "A Bill for an Act amending Section 215, Revised Statutes of Utah, 1898, providing for the terms of appointive officers in cities and fixing the terms of officers and members of the Police and Fire Departments of cities and their removal for cause," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 156, by Mr. Williams, "A Bill for an Act appropriating the sum of two thousand dollars to William Forsberg for injuries sustained while employed by the State of Utah," was read the first time and referred to the Committee on Appropriations and Claims.

S. B. No. 157, by Mr. Williams, "A Bill for an Act amending Section 4261, Revised Statutes of Utah, 1898,

defining gambling and providing a penalty therefor,'' was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 158, by Mr. Gardner, ''A Bill for an Act regulating the issuing of free transportation by common carriers, railroad and transportation companies, and providing a penalty for the violation thereof,'' was read the first time and referred to the Committee on Railroads.

S. B. No. 159, by Mr. Callister, ''A Bill for an Act making appropriation to erect a dwelling house at the State Fish Hatchery for the Superintendent and assistants, to purchase three acres of land for use of hatchery, to increase the hatchery plant to double its present capacity,'' was read the first time and referred to the Committee on Fish and Game.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, agreeable to the suggestions of your honorable body, S. B. No. 71, ''An Act amending Section 2104 of the Revised Statutes of Utah, 1898, relating to 'Utah State School for the Deaf and Dumb' and fixing its location; changing its name to and continuing it as a body corporate under the name of 'Utah School for the Deaf,' fixing its location, confirming and perpetuating unto said Utah School for the Deaf the rights, immunities, franchises and endowments heretofore granted or conferred unto the 'Utah State School for the Deaf and Dumb,' and continuing in force for the use of said Utah School for the Deaf any unexpended balances of appropriations made for the Utah State School for the Deaf and Dumb.'

The same is herewith returned for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 71 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 78, entiled "An Act regulating the stamping, marking or branding of articles of merchandise composed in whole or in part of silver, and defining the meaning and use of the words 'sterling,' 'sterling silver,' 'solid silver,' 'coin' or 'coin silver,' and providing a penalty for the violation thereof."

The same is herewith returned for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 78 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 27, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 22, entitled "An Act to amend Section 2, Chapter 59, Laws of Utah, 1901, as amended by Chapter 68, Laws of Utah, 1905, creating the reservoir land grant

fund and providing for the procuring of reservoir sites and the construction of reservoirs for the purpose of supplying water to State and other lands, and authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs, whether public or private."

The same is herewith returned for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 22 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day refused to concur in Senate amendments to H. B. No. 19, by Mr. Robinson, relating to the State Board of Equalization, and the Speaker has appointed Representatives Robinson, Tolton and Henrie as a Conference Committee to meet with a like committee from the Senate to further consider said bill.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The President appointed as a committee to meet with the above named committee Messrs. Johnson, Gardner and Williams.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 97, by Mr. Clegg, "An Act to amend

Section 2655, Revised Statutes of Utah, 1898, as amended by Chapter 76, Laws of Utah, 1905, relating to the sale of real estate for taxes and the distribution of the proceeds.''

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,

Chief Clerk.

Communication filed.

H. B. No. 97 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,

Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 100, by Mr. Westphal, ''An Act to amend Section 1672, Revised Statutes of Utah, 1898, relating to date of expiration of commission.''

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,

Chief Clerk.

Communication filed.

H. B. No. 100 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,

Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 58, ''An Act to amend Section 2939, Revised Statutes of Utah, 1898, relating to the form of summons in civil actions.''

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 58 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 122, by Mr. Richards, "An Act to amend Section 1785, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1905, relating to the duties of County Superintendents."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 122 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 185, by Mr. Richards, "An Act to amend Section 3, Chapter 71, Laws of Utah, 1905, relating to temporary certificates."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 185 was read the first time and referred to the Committee on Education.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 28, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 75, "An Act to regulate the stamping of articles of merchandise made of gold or alloy of gold, and providing a penalty for violation thereof;" and S. B. No. 107, "An Act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, to the State Board of Land Commissioners, for the employment of counsel and the costs and expenses of witnesses in the prosecution or defense of suits, actions or proceedings, where in the title or the right of the State to school lands is brought in question."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

THIRD READING OF BILLS.

S. B. No. 102, by Mr. Walton, entitled "An Act to amend Section 816 of the Revised Statutes of Utah, 1898, as amended by Chapter 128 of the Laws of 1906, relating to the registration of voters," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Johnson, Lawrence, Miller, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Hulaniski, Park and Benner X. Smith.

The title of the bill was made the title of the act.

S. B. No. 145, by the Judiciary Committee, entitled "A Bill for an Act to amend Section 1, Chapter 61 of the Laws of Utah, 1903, and Section 18 of Chapter 109 of the Laws of Utah, 1901, relating to the service of process of City Courts, by whom the same may be served, and providing for appeals from City Courts to District Courts and from District Courts to the Supreme Court in certain cases," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Brinkerhoff, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

On motion of Mr. Hollingsworth the consideration of S. B. No. 135 was postponed until Monday.

H. B. No. 119, by Mr. Thompson, entitled "An Act to amend Section 1249, Revised Statutes of Utah, 1898, as amended by Chapter 53, Laws of Utah, 1901, regulating the sale of intoxicating liquors and preventing certain persons from frequenting places of business where such liquors are sold, and repealing Section 4245, Revised Statutes of Utah, 1898," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Brinkerhoff.

The title of the bill was made the title of the act.

President Love resumed the chair.

H. B. No. 208, by Mr. Bower, entitled "An Act accepting the grant of money authorized for an increased annual appropriation for agricultural experiment stations made by Act of Congress, approved March 16, 1906," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Park, and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 23, by Mr. Walton, entitled "An Act appropriating the sum of $1,250.00 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State and for bodily injuries sustained," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and John Y. Smith.

The title of the bill was made the title of the act.

PRESENTATION OF CLAIM.

S. C. No. 1, by Mr. Williams: From Thoresen and Hansen, attorneys for residents of West Jordan and Sandy, for school lands, amounting to $1,541.14, was presented and referred to the State Board of Examiners.

COMMUNICATIONS.

A communication from the National Board of Trade of Philadelphia, Pa., pertaining to pure food laws, was read and referred to the Committee on Public Health.

PRESIDENT'S OFFICE, UNIVERSITY OF UTAH,
Salt Lake City, Feb. 27, 1907.

To the President and Members of
the Senate of the Legislature of Utah.

Gentlemen:

The regents will be pleased to have the honorable members and officers of the Legislature visit and inspect the University of Utah at some early convenient date.

Very respectfully,

J. T. KINGSBURY,
President.

On motion of Senator Callister the invitation was accepted, and Tuesday, March 3rd, at 9:30 a. m., was set as the time.

On motion of Senator Gardner the Senate adjourned to meet at 2 p. m. to-morrow.

FORTY-SEVENTH DAY.

SENATE CHAMBER,
Salt Lake City, March 1, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the forty-sixth day's session were read and approved.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, Feb. 28, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 71, "An Act amending Section 2104 of the Revised Statutes of Utah, 1898, relating to the Utah State School for the Deaf and Dumb, and fixing its location; changing its name to and continuing it as a body corporate under the name of Utah School for the Deaf; fixing its location, confirming and perpetuating unto said Utah School for the Deaf the rights, immunities, franchises and endowments heretofore granted or conferred unto the Utah State School for the Deaf and Dumb, and continuing in force for the use of said Utah School for the Deaf any unexpended balances of appropriations made for the Utah State School for the Deaf and Dumb."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Utah, February 28, 1907.

Mr. President.

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, by report of Conference Committee, S. B. No. 109, by Committee on Agriculture and Irrigation, substitute for H. B. No. 14, by Mr. Jackson, entitled "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary purposes."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 109 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Utah, February 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 263, by Mr. Robinson, "An Act amending Section 4423, Revised Statutes of Utah, 1898, with reference to injuries to railroads."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 263 was read the first time and referred to the Committee on Railroads.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 267, by the Committee on Mining and Smelting, substitute for S. B. No. 26 and H. B. No. 25, "An Act amending Chapter 14, Laws of Utah, 1899, providing for the manner of locating and recording quartz and placer mining claims."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 267 was read the first time and referred to the Committee on Mines and Minerals.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 178, by Mr. Nephius C. Jensen, "An Act proposing an amendment to Section 7, Article 13, Constitution of Utah, fixing the rate of taxation."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 178 was read the first time and referred to the Committee on Ways and Means.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 228, by Mr. Dyreng, "An Act to amend Section 487, Revised Statutes of Utah, 1898, providing the manner in which disputes regarding county boundary lines may be finally settled."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 228 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 86, by Mr. Kuchler, "An Act to secure the payment of labor performed and material furnished on public improvements."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 86 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 88, by Mr. Robinson, "An Act to amend Section 1, Chapter 131, Laws of Utah, 1903, entitled 'An Act making it the duty of County Auditors to prepare and file statements showing the amount paid for salaries of County Assessors and County Treasurers and their deputies and assistants, and providing for the apportionment of said sum to the various taxing funds."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 88 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Feb. 28, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 90, by Mr. Richards, "An Act creating a State School Committee, defining its powers and duties, providing for the preparation of a State course of study and further providing for the payment of the necessary expenses of the County Superintendent."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 90 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 27, by Mr. Robinson, "An Act to amend Section 4401, Chapter 46 of the Revised Statutes of Utah, 1898, regulating ore purchasers and prohibiting the making or publishing of false assays and providing a penalty therefor."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 27 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended by report of Conference Committee, S. B. No. 23, by Mr. Walton, "An Act appropriating the sum of $1,250 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State and for bodily injuries sustained."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 23 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended by report of Conferrence Committee, H. B. No. 7, by Mr. Pedersen, "An Act to amend Sections 1183 and 1184, Revised Statutes of Utah, 1898, relating to marriage and defining the qualifications which persons must have in order that they may marry."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 7 was laid on the table pending a report from the Conference Committee.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Private Corporation, to whom was referred S. B. No. 80, by Mr. Hulaniski, entitled "An Act to amend Section 328, Revised Statutes of Utah, 1898, providing that domestic corporations shall keep books, within this State, and shall hold their meetings of directors and stockholders within this State," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

H. BULLEN, JR.,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 136, by Mr. Miller, entitled "An Act making appropriations for building bridges over the Rio Virgin River and improving roads in Washington County," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

In line 6, strike out the words "the city of."

And, as amended, recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted and, on motion of Mr. Miller, S. B. No. 136 was referred to the Committee on Appropriations and Claims.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 147, by Mr. Gardner, entitled "An Act to amend Sections 36, 42 and 67 of Chapter 108, Laws of Utah, 1905, relating to water rights and irrigation and duties of the State Engineer," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

S. B. No. 147 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred H. B. No. 74, by Mr. Croft, entitled "An Act to prevent and suppress the sale of cigarettes or cigarette paper and to provide a penalty for the violation of the same," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

WALTON,
Chairman.

On motion of Mr. Lawrence the report of the committee was not adopted.

H. B. No. 74 was laid on the table.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 116, by Mr. Marks, entitled "An Act to amend Section 2980, Revised Statutes of Utah, 1898, as amended

by Chapter 129, Laws of Utah, 1903, relating to replies in pleadings," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 116 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 122, by Mr. Benner X. Smith, entitled "An Act amending Section 3588 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah. 1901, providing for the uses in which the right of eminent domain may be exercised," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 122 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 90, by Mr. Hulaniski, entitled "An Act to amend Sections 1, 5, 6, 10, 11, 13 and 14 of Chapter 137, Laws of Utah, 1903, and to regulate the practice of barbering, the registering and licensing of persons to carry on such practice, and to insure the better education of such practitioners, and to insure better sanitary conditions in barber shops, and to prevent the spreading of disease in the State of Utah," beg leave to report that

they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 90 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 140, by Mr. Hott, entitled "An Act to protect the relics of ancient races," beg leave to report that they have had the same under consideration, and recommend that the title be amended to read as follows: "An Act to protect the relics of ancient races, and providing a penalty for the violation thereof," and, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 140 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 111, by Mr. Hulaniski, entitled "An Act for promotion of the proper observance of Decoration Day and to prevent ball games, racing and barbarous amusements on Decoration Day or the advertisement of the same, and providing a penalty for the violation thereof," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

Amend the title to read as follows: "An Act requiring the proper observance of Decoration Day and to pre-

vent ball games, racing and barbarous amusements on Decoration Day, and providing a penalty for the violation thereof."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 111 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 150, by Mr. Marks, entiled "An Act to amend Section 3245, as amended by Chapter 66, Laws of Utah, 1899, as amended by Chapter 31, Laws of Utah, 1901, relating to property exempt from execution," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 140, by Mr. Park, entitled "An Act creating a military fund for the support and maintenance of the National Guard of Utah, and manner of its disbursement, providing for a military poll tax, the manner of its collection, providing a penalty for failure to levy, collect or pay such military poll tax," beg leave to report that they have had the same under consideration, and recommend that the bill be recommitted to the Committee on Military Affairs.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 140 was referred to the Committee on Military Affairs.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 161, entitled "An Act to annul and dismiss actions commenced in Justices' Courts before January 5th, 1903, which have not been prosecuted to judgment," which said act is herewith presented, and your committee recommends that the same be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 161 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 160, entitled "An Act to prohibit corporations from making contracts of champerty and maintenance or engaging in the business of soliciting and maintaining litigation in the courts of this State, and providing a penalty for the violation thereof," which said act is herewith presented, and your committee recommends that the same be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 160 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 162, entitled "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to City Justices of the Peace and authorizing the City Council to prescribe by ordinance the compensation which the City Justices of the Peace shall receive while exercising powers in civil cases, and that thereupon all fees of such Justices shall be covered into the City Treasury," which said act is herewith presented, and your committee recommends that the same be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 162 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 163, entitled "An Act exempting wages earned out of the State, and payable out of the State from attachment or garnishment in causes of action arising out of the State when the defendant is not personally served with process," which said act is herewith presented, and your committee recommends that the same be passed.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 163 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 164, entitled "An Act limiting the time for service of summons issued out of Jutice's Courts," which said act is herewith presented, and your committee recommends that the same be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 164 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill S. B. No. 165, entitled "An Act to punish champerty and maintenance in Justice's Courts, and providing a penalty for violation thereof, and providing an attorney's fee to be taxed as costs in such cases," which said act is herewith presented, and your committee recommends that the same be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 165 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 166, entitled "An Act to amend Section

3630 of the Revised Statutes of Utah, 1898, relating to certiorari, and providing that writs of certiorari from District Courts to Justice's Courts in all cases where judgment has been taken upon exparte hearing or by default," which said act is herewith presented, and your committee recommends that the same be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 166 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

To the Speaker of the House and
President of the Senate:

Your Conference Committee, appointed on H. B. No. 19, relating to State Board of Equalization, beg leave to report that said committee have duly considered the amendments to said bill offered by the Senate, and agree as follows:

1. That the Senate recede from its amendments to said bill by adding Section 2050 to the title and body and all reference thereto, and that said bill be passed.

That the House concur in balance of amendments made by Senate to said bill.

2. That as said amendments are embraced in S. B. No. 74, and said bill having passed the Senate and having been in the hands of a House Committee for some ten days past, we urge that said committee make a report on said bill at an early date.

H. J. ROBINSON,
J. F. TOLTON,
JOHN. N. HENRIE,
House Conference Committee.

JOHNSON,
H. GARDNER,
W. N. WILLIAMS,
Senate Conference Committee.

On motion of Mr. Benner X. Smith the report of the Conference Committee was not accepted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

President of the Senate and
Speaker of the House:

Your Conference Committee, to whom was referred H. B. No. 19, by Mr. Robinson, relating to the State Board of Equalization, fixing their salaries and the salaries of other State officers, beg leave to report that they have had the same under consideration, and the committee has unanimously agreed to concur in the Senate amendments.

ROBINSON,
TOLTON,
HENRIE,
House Conference Committee.

JOHNSON,
WILLIAMS,
HENRY GARDNER,
Senate Conference Committee.

Report of the Conference Committee adopted.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended by report of Conference Committee, H. B. No. 19, by Mr. Robinson, "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization and defining its duties."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

SPECIAL COMMITTEE.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

Your Special Committee, appointed on February 23, 1907, as provided for by S. R. No. 4, to accompany the remains of the late Representative Seth Taft to his home at Thurber, Utah, respectfully report that we left Salt Lake City Sunday morning, February 24, 1907, at 8 o'clock a. m., with the remains of the late Representative Seth Taft, accompanied by the friends and relatives, and arrived at Thurber, Utah, on Monday evening at 5 o'clock p. m., and that on the following day, February 26, at 2 o'clock p. m., services were held over the remains of the late Representative, and that in connection with the committee from the House and the Sergeant-at-Arms of the House, appropriate floral offerings were presented, and in behalf of the relatives and friends of the late Representative Taft and citizens of Wayne County, I am authorized to thank the Senate for the consideration and action in their behalf.

ALONZO BRINKERHOFF,
Chairman.

Report adopted.

INTRODUCTION OF BILLS.

S. B. No. 167, by Mr. Walton, "A Bill for an Act to codify and revise certain laws of the State, providing for the creation of the office of Dairy and Food Commissioner and defining the duties thereof, and defining standards

of purity for certain foods, to prohibit the sale of foods below the standard of purity or that are impure, unwholesome, adulterated or misbranded, to provide penalties for the violation of any provisions of this act, and to repeal Chapter 25, Laws of Utah, 1903," was read the first time and referred to the Committee on Manufactures and Commerce.

S. B. No. 168, by Mr. Hollingsworth, "A Bill for an Act requiring every County Clerk to forward a certified statement of the names of certain county officers of his county to the Secretary of State and requiring the Secretary of State to prepare and furnish the necessary blank forms for such reports, to receive and file said statements and keep a suitable record thereof," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 169, by Mr. Walton, "A Bill for an Act providing for the establishment of a course of instruction in the public schools of the subjects of sanitation and the cause and prevention of disease," was read the first time and referred to the Committee on Public Health.

READING OF SENATE BILLS THE THIRD TIME.

On motion of Senator Lawrence S. J. R. No. 2, by Mr. Miller, entitled "A Resolution proposing an amendment to Section 7 of Article XIII of the Constitution of the State of Utah relating to the rate of taxation," was recommitted to the Committee on Ways and Means.

S. B. No. 88, by Mr. Benner X. Smith, entitled "An Act appropriating the sum of $3,500.00 to Lafayette Chidester for meritorious services rendered to the State of Utah, and for permanent bodily injury sustained," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely

Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Park.

The title of the bill was made the title of the act.

Senator Callister was called to the chair.

S. B. No. 91, by Mr. Rasband, entitled "An Act appropriating sixteen thousand dollars for the purpose of locating, surveying and constructing roads and building bridges in the territory embraced within the former Uintah Indian Reservation, situate in Wasatch and Uintah Counties," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Park and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 101, by Mr. Gardner, entitled "An Act appropriating $470.00 from the State Treasury to the Strawberry Valley Water Users' Association, a corporation, to reimburse said association for excess fees paid to the Secretary of State upon the filing of said association's articles of incorporation with the Secretary of State," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. President.

The title of the bill was made the title of the act.

S. B. No. 124, by Mr. Williams, entitled "An Act authorizing the State Board of Examiners to procure plans and descriptions for a State Capitol Building, offering prizes for same, and making an appropriation therefor," was made a special order for 3 o'clock on Monday.

On motion of Senator Hollingsworth the Senate adjourned to meet on Monday at 10 o'clock.

FIFTIETH DAY.

SENATE CHAMBER,
Salt Lake City, March 4, 1907.

The Senate was called to order by President Love 10 a. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the forty-seventh day's session were read and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 1, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 22, "An Act to amend Section 2, Chapter 59, Laws of Utah, 1901, as amended by Chapter 68, Laws of Utah, 1905, creating the reservoir land grant fund, and providing for the procuring of reservoir sites, and the construction of reservoirs for the purpose of supplying water to State and other lands, and

authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs whether public or private"; and S. B. No. 58, "An Act to amend Section 2939, Revised Statutes of Utah, 1898, relating to the form of summons in civil actions."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communicaion filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 1, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 78, entitled "An Act regulating the stamping, marking or branding of articles of merchandise composed in whole or in part of silver, and defining the meaning and use of the words 'sterling,' 'sterling silver,' 'solid silver,' 'coin' or 'coin silver,' and providing a penalty for the violation thereof."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 133, by Mr. Randall, "An Act establishing a Board of Park Commissioners, in cities of the second class having over fifteen thousand (15,000) inhabitants in Utah; to define its powers and duties; and author-

izing such cities to create such board and to make appropriations therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 133 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 20, by Mr. Meeks, "An Act making an appropriation to reimbuse Mt. Carmel School District No. 2, Kane County, State of Utah."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 20 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 155, by Mr. Davis, "An Act providing for agricultural surveys, investigations and lectures in the Counties of Wasatch and Uintah, Utah, and making appropriation therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 155 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 126, by Mr. Critchlow, "An Act authorizing cities of the first class and other cities having a population of 20,000 or more to create a Fire Department and a Police Department, maintain and control the same, providing for a Board of Fire and Police Commissioners and defining their duties, and transferring the property of the present Fire, Police and Prison Department in said cities over to the Board of Commissioners herein provided for and repealing all acts and parts of acts in conflict herewith."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 126 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 176, by Mr. Benson, "An Act regulating the use of barbed wire."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 176 was read the first time and referred to the Committee on Live Stock.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 109, by Committee on Agriculture and Irrigation, substitute for H. B. No. 14, by Mr. Jackson, entitled "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary and domestic purposes," beg leave to report that they have had the same carefully engrossed and enrolled, and present the same herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 109 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lak City, March 4, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 23, by Mr. Walton, entitled "An Act appropriating the sum of $1,250.00 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State and for bodily injuries sustained," beg leave to report that they have had

the same carefully engrossed and enrolled, and present the same herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 23 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 139, by Mr. Bullen, entitled "An Act providing for the compulsory use of broad tires upon wagon wheels after the year 1915," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

JOHN H. SEELY,
Chairman.

Report adopted.

SPECIAL ORDER.

S. B. No. 24 and S. B. No. 25, which was made a special order for 10 a. m., was postponed until 2:30 p. m. today.

On motion of Senator Hollingsworth S. B. No. 77 was withdrawn.

On motion of Senator Park S. B. No. 29 was withdrawn.

INTRODUCTION OF BILLS.

S. B. No. 170, by Mr. Park, "A Bill for an Act proposing to repeal Section 4 of Article X of the Constitution of the State of Utah, relating to the control, location, establishment, rights, immunities, franchises and en-

dowments of the University of Utah and the Agricultural College," was read the first time and referred to the Committee on Education.

S. B. No. 171, by Mr. Park, "A Bill for an Act proposing amendments to Section 2 of Article X of the Constitution of the State of Utah, relating to the public school system, the maintenance of high schools, and to the consolidation of the Agricultural College with the University of Utah and confirming and perpetuating unto the said University of Utah and its several colleges and schools all the rights, immunities, franchises and endowments heretofore granted or conferred unto the Agricultural College and the University of Utah," was read the first time and referred to the Committee on Education.

S. J. R. No. 3, by Mr. Hollingsworth, "Proposing amendments to Sections 2 and 4 of Article X of the Constitution of the State of Utah, relating to the Agricultural College and State University and consolidating the same under the name of the 'University of Utah,' and confirming and perpetuating unto the said University of Utah and its several schools and departments all the rights, immunities, franchises and endowments heretofore granted or conferred unto the Agricultural College and the University of Utah."

On motion of Senator Hollingsworth the rules were suspended and S. J. R. No. 3 was read the first time and referred to the Committee on Education.

On motion of Senator Park the Senate adjourned to meet at 2:30 p. m. to-day.

AFTERNOON SESSION.

The Senate convened at 2:30 p. m.

Roll call; allmembers present, except Senator Gardner, who was excused.

COMMUNICATIONS.

Salt Lake City, March 4, 1907.

To the Senate:

I am directed by the State Board of Examiners to transmit to your honorable body the attached claim of P. T. Farnsworth, Jr., in the sum of $2,125.00 for services as Deputy Attorney General from August 1st, 1905, to December 31st, 1906, both days inclusive, and to advise you that the board is of the opinion that under the provisions of Section 929 of the Revised Statutes of Utah, 1898, it has no authority to pass upon claims for salaries, and the claim is therefore submitted for such action as the Legislature may deem just and proper.

Respectfully,

C. S. TINGEY,
Secretary State Board of Examiners.

S. C. No. 2 was referred to the Committee on Appropriations and Claims.

Provo, Utah, March 4, 1907.

To the President and Members of the Senate,
Salt Lake City, Utah.

Gentlemen:

The family and relatives of Representative Seth Taft, late a member of the Lower House of the State Legislature, desire to exprss their sincere appreciation of the kindness and sympathy shown them by the members of your honorable body since Mr. Taft's death.

Our feelings have been deeply touched by the many helpful acts, kind words and sincere expressions of sympathy and condolence which have come to us since the fatal day in which he lost his life, and our hearts overflow with gratitude towards all those who have so tenderly sought to alleviate our grief.

Especially are we grateful to Senator Alonzo Brinkerhoff, Representatives H. J. Meeks, C. S. Dorius and Martin Jensen, and Sergeant-at-Arms W. R. Thompson,

members of the Legislative Committee appointed to accompany the body on its sad journey to Thurber. These gentlemen by their tenderness, sympathy and encouraging words have constantly sought to relieve the gloom and sorrow into which we have been plunged. To all we express our thanks, and to these noble men who in the desolate hours of our lamentation gave us hope and courage we offer our sincere and everlasting gratitude.

Very respectfully,

L. O. TAFT,
In behalf of the Family.

Communication read and ordered printed in the Senate Journal.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 265, by Mr. Hansen, "An Act creating a State Board of Horse Commissioners, defining its duties, requiring stallions to be licensed and creating a lien for the service of stallions."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 265 was read the first time and referred to the Committee on Live Stock.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 153, by Mr. Hansen, "An Act providing for investigations of the proper use of irrigation

water, and the reclamation of alkali and other lands, and making an appropriation therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 153 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 109, "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary and domestic purposes."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 109 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that Speaker of the House of Representatives has this day signed, in open session, S. B. No. 23, "An Act appropriating the sum of $1,250 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State and for bodily injuries sustained."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 23 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 27, by Mr. Bullen, "An Act to amend Section 1360, Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes, and the levy of a tax therefor."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

On motion of Mr. Bullen the Senate Concurred in the House amendments and S. B. No.27 was read, as amended, and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner and Johnson.

S. B. No. 27 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 1, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. J. R. No. 1, by Mr. Jackson, Proposing an amendment to Section 4 of Article 14 of the Constitution of the State of Utah, relating to indebtedness of counties, cities, etc."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication read and, under the rules, H. J. R. No. 1 was laid on the table for one day.

PRESENTATION OF PETITION.

S. P. No. 7, by Mr. Seely, from residents of Mt. Pleasant, Utah, petitioning for certain amendments to the elections laws, was read and referred to the Committee on Elections.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred S. B. No. 170, by Mr. Park, entitled "An Act proposing to repeal Section 4 of Article X of the Constitution of the State of Utah, relating to the control, location, establishment, rights, immunities, franchises and endowments of the University of Utah and the Agricultural College," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 170 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred S. B. No. 171, by Mr. Park, entitled "An Act proposing amendments to Section 2 of Article X of the Constitution of the State of Utah, relating to the public school system, the maintenance of high schools, and to the consolidation of the Argicultural College with the University of Utah of and confirming and perpetuating unto the said University of Utah and its several colleges and schools all the rights, immunities, franchises and endowments heretofore granted or conferred unto the Agricultural College and the University of Utah," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. On page 2, line 19, after the word "the," insert "University of Utah and the"; also after the word "college," insert "of Utah."

2. Commencing with "and," in line 19, cut out to and including the word "but," in line 21. Begin the word "branch," in line 21, with a capital letter.

3. In line 22, after the word "college," insert "of Utah."

4. In line 25, after the word "include," insert "a School of Arts and Sciences"; before the word "agricultural," change "the" to "an"; strike out the words "the State," and insert in lieu thereof "a."

5. In line 26, strike out he words "the State," and insert in lieu thereof "a"; strike out the words "the School of Arts."

6. In line 27, strike out the words "and sciences," and, as amended, recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 171 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to whom was referred S. B. No. 136, by Mr. Miller, entitled "An Act making appropriations for building bridges over the Rio Virgin River and improving roads in Washington County," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title to read as follows: "An Act making appropriations for building bridges over the Rio Virgin River."

2. Strike out all of lines 10 and 11.

And, as amended, recommend the bill be passed.

W. M. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 136 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 70, by Mr. Richards, entitled "An Act amending Section 1, Chapter 107, Laws of Utah, 1905, providing where an entire county is constituted into one school district it shall be a county school district of the first class," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 70 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 122, by Mr. Richards, entitled "An Act to amend Section 1785, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1905, relating to the duties of County Superintendents," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 122 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 185, by Mr. Richards, entitled "An Act to amend Section 3, Chapter 71, Laws of Utah, 1905, relating to temporary certificates," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 185 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 47, by Mr. Croft, entitled "An Act to amend Sections 1906 and 1907, Revised Statutes of Utah, 1898, fixing the time for taking school census of city schools,"

beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 47 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 90, by Mr. Richards, entitled "An Act creating a State School Committee, defining its powers and duties, providing for the preparation of a State Course of Study, and further providing for the payment of the necessary expenses of the County Superintendents," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 90 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 36, by Mr. Richards, entitled "An Act to amend Section 1774, Revised Statutes of 1898, as amended by Chapter 54, Laws of Utah, 1901, relating to the office of Deputy Superintendent of Public Instruction," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 36 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 143, by Mr. Callister, entitled "An Act making an appropriation for building a bridge across the Sevier River and for the completion of public roads in Millard County," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Strike out all of lines 6 and 7.

2. In line 10, strike out "1250" and insert in lieu thereof "500."

And, as amended, recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted.

S. B. No. 143 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 126, by Mr. Callister, entitled "An Act establishing a standard system of construction of public roads in the State of Utah and the various counties thereof," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

JOHN H. SEELY,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 27, by Mr. Bullen, en-

titled "An Act to amend Section 1360, Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes, and the levy of a tax therefor," beg leave to report that they have had the same carefully engrossed and enrolled, and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 27 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

INTRODUCTION OF BILLS.

S. B. No. 172, by Mr. Hollingsworth, "A Bill for an Act making it the duty of the Secretary of State to prepare and file with the County Recorders certified transcripts of lists of all public lands selected by the State and approved by the Commissioner of the General Land Office, under an Act of Congress, approved July 16, 1894; requiring County Recorders to enter same on the records of their offices, and providing that said transcripts shall be evidence of the conveyance of said lands by the United States to the State of Utah," was read the first time and referred to the Committee on Public Lands.

SPECIAL ORDER FOR 2:30 P. M.

Mr. Hollingsworth was called to the chair.

S. B. No. 24 was read the third time and, on motion of Mr. Park, the enacting clause was stricken out.

S. B. No. 25 was read the third time and, on motion of Mr. Lawrence, the enacting clause was stricken out.

S. B. No. 124, by Mr. Williams, "A Bill for an Act authorizing the State Board of Examiners to procure

plans and description for a State Capitol Building, offering prizes for same, and making an appropriation therefor," which was made the special order for 3 p. m. today, was amended, read the third time and passed by the following vote: Ayes, 16; nays, 1; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Voting in the negative: Mr. Brinkerhoff.

Absent and not voting: Mr. Gardner.

The title of the bill was made the title of the act.

The President resumed the chair.

THIRD READING OF SENATE BILLS.

On motion of Mr. Lawrence the third reading of S. B. No. 90 was postponed until tomorrow.

S. B. No. 111, by Mr. Hulaniski, "A Bill for an Act for promotion of the proper observance of Decoration Day and to prevent ball games, racing and barbarious amusements on Decoration Day or the advertisement of the same, and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Johnson, Miller, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner, Hulaniski, Lawrence, Park and Benner X. Smith.

The title of the bill was made the title of the act.

Mr. John Y. Smith gave notice that tomorrow he woud move to reconsider the vote by which S. B. No. 111 was passed.

S. B. No. 122, by Mr. Benner X. Smith, by request, "A Bill for an Act amending Section 3588 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1901, providing for the uses in which the right of eminent domain may be exercised," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Johnson, Miller, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner, Hulaniski, Lawrence, Park and Benner X. Smith.

The title of the bill was made the title of the act.

On motion of Mr. Hollingsworth the third reading of S. B. No. 147, S. B. No. 153 and S. B. No. 154 was postponed until to-morrow.

On motion of Mr. Johnson S. B. No. 135 was recommitted to the Committee on Railroads.

On motion of Mr. Lawrence the third reading of S. B. No. 90 was postponed until to-morrow.

On motion of Mr. Hollingsworth S. B. No. 170 and S. B. No. 171 were made a special order for to-morrow at 2:30 p. m.

On motion of Mr. Hollingsworth the Senate adjourned until to-morrow at 2:30 p. m.

FIFTY-FIRST DAY.

The Senate was called to order by President Love at 10 a. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the fiftieth day's session were read, amended and approved.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 4, 1907.

The Honorable S. H. Love,
President of the Senate.
Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 23, "An Act appropriating the sum of $1,250.00 to Albert L. Eastman, ex-Sheriff of Rich County, State of Utah, for services rendered the State, and for bodily injuries sustained."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

A communication from Rev. P. A. Simpkin asking to be excused for a few days was read and, on motion of Mr. Lawrence, the request was granted.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of its Committee on Salaries and Fees, S. B. No. 74, by Mr. Park, "An Act to amend Section 2050, Revised Statutes of Utah, 1898, fixing the annual salaries of certain State offices."

The same is returned herewith.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 242, by Mr. Richards, "An Act to amend Section 1815, Revised Statutes of Utah, 1898, as amended by Chapter 37, Laws of Utah, 1901, as amended by Chapter 83, Laws of Utah, 1905, providing for a public school library fund, and also prescribing the manner in which the same shall be expended."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 242 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 21, by Mr. Hollingsworth, "An Act requiring cities, towns and municipal corporations to award contracts for public improvements to lowest bidders, after publication of notice, and forbidding the adoption of plans for any such improvements which require the exclusive use of any patented article or process protected by any trade mark, or any article or process wholly controlled by any person, firm or corporations, or combination thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

On motion of Mr. Lawrence the Senate concurred in the House amendments and S. B. No. 21 was read, as amended, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Callister, Clegg and John Y. Smith.

S. B. No. 21 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 69, by Mr. Hone, "An Act to amend Section 1337, Revised Statutes of Utah, 1898, relating to employes in mines, smelters and factories."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 69 was read the first time and referred to the Committee on Mines and Minerals.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 152, by Mr. Marks, "An Act to amend

Section 3064, Revised Statutes of Utah, 1898, relating to when and what cases attachment issued."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 152 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 27, "An Act to amend Section 1360, Revised Statutes of Utah, 1898, relating to the establishment and maintenance of public libraries in cities of the first and second classes and the levy of a tax therefor."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 27 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved and filed in the office of the Secretary of State H. B. No. 27, "An Act to amend Section 4401, Chapter 46 of the Revised Statutes of Utah, 1898, regulating ore purchases and prohibiting the mak-

ing or publishing of false assays, and providing a penalty therefor."

Respectfully,
ALEX. BUCHANAN, JR.,
Chairman.

Communication filed.

SPECIAL ORDER.

On motion of Senator Hollingsworth S. B. No. 170 and S. B. No. 171 were made a special order for 10:30 a. m. on Thursday.

UNFINISHED BUSINESS.

S. B. No. 136, by Mr. Miller, entitled "An Act making appropriations for building bridges over the Rio Virgin River," was amended, read the third time and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

H. B. No. 116, by Mr. Marks, entitled "An Act to amend Section 2980, Revised Statutes of Utah, 1898, as amended by Chapter 129, Laws of Utah, 1903, relating to replies in pleadings," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. John Y. Smith.

The title of the bill was made the title of the act.

Senator Johnson was called to the chair.

H. B. No. 140, by Mr. Hott, entitled "An Act to protect the relics of ancient races and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. President.

The title of the bill was made the title of the act.

S. B. No. 160, by Judiciary Committee, entitled "An Act to prohibit corporations from making contracts of champerty and maintenance or engaging in the business of soliciting and maintaining litigation in the courts of this State, and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. President.

The title of the bill was made the title of the act.

S. B. No. 161, by Judiciary Committee, entitled "An Act to annul and dismiss actions commenced in Justices' Courts prior to January 5th, 1903, which are not prosecuted to judgment before September 1st, 1907," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brink-

erhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. Park and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 162, by Judiciary Committee, entitled "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to City Justices of the Peace, and authorizing the City Council to fix the compensation of such justices while exercising civil powers and that thereupon the fees collected by such justices in civil cases shall be paid to the City Treasury," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Miller, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Park and Williams.

The title of the bill was made the title of the act.

S. B. No. 163 was recommitted to the Judiciary Committee.

S. B. No. 164, by Judiciary Committee, entitled "An Act limiting the time for service of summons issued out of Justice's Courts," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. Park and Mr. President.

The title of the bill was made the title of the act.

The President resumed the chair.

S. B. No. 165, by Judiciary Committee, entitled "An Act to punish champerty and maintenance in Justices' Courts and providing a penalty for violation thereof, and providing an attorney's fee to be taxed as costs in such cases," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Williams.

Absent and not voting: Messrs. Park, Walton and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 166, by Judiciary Committee, entitled "An Act to amend Section 2650 of the Revised Statutes of Utah, 1898, relating to certiorari and providing for writs of certiorari from District Courts to Justices' Courts in all cases where judgment has been taken upon exparte hearing or default," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. Park and Mr. President.

The title of the bill was made the title of the act.

On motion of Mr. Johnson S. B. No. 90 was recommitted to the Committee on Public Health.

S. B. No. 147, by Mr. Gardner, entitled "An Act to amend Sections 36, 42 and 67 of Chapter 108, Laws of Utah, 1905, relating to water rights and irrigation and

duties of the State Engineer," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Park and Williams.

The title of the bill was made the title of the act.

Mr. Benner X. Smith moved that when the Senate adjourned it be until 2 o'clock p. m. to-morrow. Carried.

On motion of Mr. Callister S. B. No. 143 was recommitted to the Committee on Highways and Bridges.

On motion of Mr. Lawrence the Senate adjourned.

FIFTY-SECOND DAY.

SENATE CHAMBER,
Salt Lake City, March 6, 1907.

The Senate was called to order by President Love at 2 p. m.

Roll call; quorum present.

Prayer by Elder Anton Neilson.

The minutes of the fifty-first day's session were read and approved.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

We, the majority of your Committee on Railroads, to whom was referred S. B. No. 95, by Mr. Benner X. Smith, entitled "An Act to codify and revise certain laws

of this State providing for the formation and powers of railroad corporations and defining certain rights and powers of such corporations, including the power to acquire, hold, guarantee and dispose of corporate stocks, bonds and other securities, and to acquire and operate or develop boats, mines and lands; and to repeal the following named acts and parts of acts, namely: Chapter 26, Laws of Utah, 1901; Chapter 108, Laws of Utah, 1903; Section 443 of the Revised Statutes of Utah, 1898, as amended by Chapter 29, Laws of Utah, 1905; and Section 444 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1905," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. On page 1, commencing with the word "an," in line 9, strike out to and including the word "constructed," in line 10.

2. On page 3, line 15, commencing with the word "including," strike out to and including the word "use," in line 20.

3. On page 4, line 3, after the word "therefor," insert "as may be conformable to law."

4. On page 5, strike out all of Subdivision 9.

5. On page 6, line 15, strike out the words "issued and."

6. On page 7, commencing with the word "and," in line 31, strike out all to and including the words "United States," in line 35.

7. On page 8, line 1, insert after the word "obligations," the word "aforesaid"; also in line 31, strike out the word "before" and insert in lieu thereof the word "after."

And, as amended, recommend the bill be passed.

JOHN H. SEELY,
PARK,
CLEGG,
LAWRENCE.

SENATE COMMITTEE ROOM,
Salt Lake City, March 1, 1907.

Mr. President:

We, the minority of your Committee on Railroads, to whom was referred S. B. No. 95, by Mr. Benner X. Smith, entitled "An Act to codify and revise certain laws of this State providing for the formation and powers of railroad corporations and defining certain rights and powers of such corporations, including the power to acquire, hold, guarantee and dispose of corporate stocks, bonds and other securities, and to acquire and operate or develop boats, mines and lands; and to repeal the following named acts and parts of acts, namely: Chapter 26, Laws of Utah, 1901; Chapter 108, Laws of Utah, 1903; Section 443 of the Revised Statutes of Utah, 1898, as amended by Chapter 29, Laws of Utah, 1905; and Section 444 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1905," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. On page 1, commencing with the word "an," in line 9, strike out to and including the word "constructed," in line 10.

2. On page 4, line 3, after the word "therefor," insert "as may be conformable to law."

3. On page 6, line 15, strike out the words "issued and."

4. On page 7, commencing with the word 'a'nd," in line 21, strike out all to and including the words "United States," in line 35.

5. On page 8, line 1, insert after the word "obligations," the word "aforesaid"; also in line 31, strike out the word "before" and insert in lieu thereof the word "after."

And, as amended, recommend the bill be passed.

JOHNSON,
HOLLINGSWORTH,
B. X. SMITH.

On motion of Mr. Lawrence the consideration of the reports on S. B. No. 95 was deferred until to-morrow.

SENATE COMMITTEE ROOM,
Salt Lake City, March 5, 1907.

To the President of the Senate and
Speaker of the House:

Your Conference Committee, to whom was referred S. B. No. 19, by Mr. Rasband, entitled "An Act providing that all mines employing more than ten men in the State of Utah shall provide for the care of persons injured in case of accident, and providing a penalty for the violation thereof," beg leave to report that they have met and considered the matters relative to said bill, and recommend as follows:

1. That the House recede from its amendments made to Section 1 of said bill.

2. That Section 1 of said bill be amended to read as follows: "Section 1. That all mines in the State of Utah where ten or more men are employed, it shall be the duty of the operator or owners thereof to keep readily accessible a properly constructed stretcher, a woolen blanket, a water-proof blanket and a supply of linseed oil, antiseptic gauze, carbolated vaseline, sponges, soap, liniment, carbolic acid, rubber bandages, suitable towels and wash basins all for the comfort and treatment of any one injured in such mine."

And, as amended, recommend the bill be passed.

RASBAND,
ALONZO BRINKERHOFF,
HOLLINGSWORTH,
Senate Conference Committee.
BRAXTON BARNETT,
ORVIL L. THOMPSON,
House Conference Committee.

Report adopted.

The Senate concurred in the amendments.

S. B. No. 19 was read, as amended, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Bullen, Callister, Miller, Park and Williams.

S. B. No. 19 was referred to the Committee on Engrossed and Enrolled Bills.

SENATE COMMITTEE ROOM,
Salt Lake City, March 5, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 21, by Mr. Hollingsworth, entitled "An Act requiring cities, towns and municipal corporations to award contracts for public improvements to lowest bidders, after publication of notice, and forbidding the adoption of plans for any such improvements which require the exclusive use of any patented article or process protected by any trade mark, or any article or process wholly controlled by any person, firm or corporation, or combination thereof," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 21 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, Feb. 28, 1907.

Mr. Speaker and Mr. President:

Your Joint Conference Committee, to whom was referred H. B. No. 7, by Mr. Pedersen, entitled "An Act to

amend Sections 1183 and 1184, Revised Statutes of Utah, 1898, relating to marriage and defining the qualifications which persons must have in order that they may marry," beg leave to report favorably, and recommend the passage of the bill, with the following additional amendments:

That in line 15, page 1, between the words "lunatic" and "or" the words "or persons afflicted with syphilus or gonnorrhea that is uncured," be inserted.

Respectfully submitted,

RUDOLPH KUCHLER,

Chairman Joint Conference Comittee.

Report adopted.

The Senate concurred in the amendments of the House and H. B. No. 7 was read, as amended, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Bullen, Callister, Miller, Park and Williams.

The title of the bill was made the title of the act.

SENATE COMMITTEE ROOM,
Salt Lake City, Mach 4, 1907.

Mr. President:

Your Committee on Manufactures and Commerce, to whom was referred S. B. No. 83, by Mr. Hollingsworth, entitled "An Act imposing a license tax upon itinerant venders, peddlers and canvassers of agricultural and domestic implements and machinery and wagons, buggies, vehicles, and other articles, providing for the collection thereof, and providing a penalty for the violation hereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,

Chairman.

Report adopted.

S. B. No. 83 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 4, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred H. B. No. 128, by Mr. Tolton, entitled "An Act to provide revenue for the support of the government of the States, and for the sevral counties of the State, and District and County Schools, for the fiscal years nineteen hundred and seven and nineteen hundred and eight," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

MILLER,
Chairman.

Report adopted.

H. B. No. 128 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 169, by Mr. Walton, entitled "An Act providing the establishment of a course of instruction in the public schools on the subject of sanitation and the cause and prevention of disease," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 169 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 5, 1907.

Mr. President:

Your Committee on Live Stock, to whom was referred S. B. No. 144, by Mr. John Y. Smith, entitled "An Act to encourage the destruction of certain wild animals;

to provide bounties for the killing thereof; making an appropriation for the payment of such bounties, and providing, additional revenues; providing the manner in which such bounties may be procured; providing penalties for the procurement of such bounties by fraud and for violation of this act, and repealing Chapter 137, Laws of Utah, 1901, and Chapter 48, Laws of Utah, 1905," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

CLEGG,
Chairman.

Report adopted.

S. B. No. 144 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 116, by Mr. Walton, entitled "An Act making it unlawful to sell certain medicines containing opium, cocaine, chloral or alcohol, or preparations contain acetanilid or any of its derivatives, or preparations containing antipyrine, without branding the same, and providing a penalty for a violation of this act," and S. B. No. 137, by Mr. Park, entitled "An Act making it unlawful to sell cocaine or prepartaions containing cocaine, except upon a practicing physician's prescription, and providing a penalty for the violation hereof," having had the same under consideration offer as substitute for said bills S. B. No. 180, entitled 'An Act making it unlawful to sell certain medicines containig opium, chloral or alcohol, or preparations containing acetanilid or any of its derivatives, or preparations containing antipyrine, without branding the same, and to sell cocaine or preparations containing cocaine except upon a practicing physician's prescription, and providing a penalty for the violation of this act," and recommend that the substitute bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 180 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Judiciary to whom was referred H. B. No. 97, by Mr. Clegg, entitled "An Act to amend Section 2655, Revised Statutes of Utah, 1898, as amended by Chapter 76, Laws of Utah, 1905, relating to the sale of real estate for taxes and the distribution of the proceeds," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 24, after the word "of," insert the following: "on the day of the first regular meeting of the Board of County Commissioners in any month at either public or private sale as the said board may determine."

2. In line 25, strike out the words "other county property."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 97 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Judiciary to whom was referred S. B. No. 100, by Mr. Gardner, entitled "An Act creating the office of State Chemist, defining his duties and fixing his salary," beg leave to report that they have had the same under consideration, and recommend the bill be recommitted to the Committee on Public Health.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 100 was referred to the Committee on Public Health.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Judiciary to whom was referred H. B. No. 100, by Mr. Westphal, entitled "An Act to amend Section 1672, Revised Statutes of Utah, 1898, relating to date of expiration of commission," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 100 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Judiciary to whom was referred H. J. M. No. 5, by Mr. Critchlow, memorializing Congress to amend Section 17 of the United States bankruptcy law, relating to debts not affected by discharge, beg leave to report that they have had the same under consideration, and recommend that the memorial be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Judiciary to whom was referred S. B. No. 67, by Mr. Benner X. Smith, entitled "An Act providing for Juvenile Courts, the title, term of office and compensation of the judge thereof, providing for a Juvenile Court Commission and specifying its duties, providing for clerks of said court, defining the jurisdiction of

Juvenile Courts, providing for jurisdiction of District Courts in certain districts; defining and specifying the practice and procedure in Juvenile Courts; providing for appeals to the Supreme Court; providing for a reporter for the Juvenile Court; defining the duties of County Attorney; providing for probation officers, and their duties and compensation; making dispositions of fines in said courts, regulating the time and place of holding court and service of process and repealing Chapter 117 of the Laws of Utah, 1905, and Section 4, Chapter 124, Laws of Utah, 1903," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. On page 2, line 12, after the word "court," insert "of the several counties."

2. Page 2, line 17, after the word "jurisdiction," insert "in all the counties of the district in which said courts are established."

3. Page 2, line 21, before "also," insert "shall have jurisdiction; strike out "the misdemeanors of"; strike out the letter "s" in the word "adults"; after the word "adults" insert "persons for all misdemeanors committed by them relating to the custody, detention, guardianship, probation, neglect, dependency, delinquency and care of children who are eighteen years of age and under as is now or may be provided for by law."

4. Page 2, line 21, strike out "as defined."

5. Page 2, line 22, strike out "by Chapter —— of the Session Laws."

6. Page 2, line 27, after the word "juveniles" insert "and adults as provided for in this act."

7. Page 2, line 34, strike out "as defined in Chapter."

8. Page 2, line 35, strike out "— of these Session Laws."

9. Page 2, line 34, after the word "adults," add "as it now or may be provided for by law."

10. Page 3, line 25, strike out "rendered," and insert in lieu thereof "entered."

11. Page 4, line 6, strike out the word "ask" and insert in lieu thereof "compel"; also strike out "of" and insert in lieu thereof "or."

12. Page 5, line 1, strike out the word "judgment."

13. Page 6, line 12, after the word "felony," insert "said Juvenile Court shall not have jurisdiction thereof but."

14. Page 6, line 16, after the word "custodian," strike out "of" and insert in lieu thereof "or."

15. Page 6, strike out the word "Session."

16. Page 7, line 19, strike out "the Mayor and City Council" and insert "the governing body."

17. Page 7, line 18, strike out the word "shall" and insert "may."

18. Page 7, line 21, strike out "shall" and insert "may."

19. Page 7, line 24, strike out "shall" and insert "may."

20. Page 7, line 26, strike out "shall" and insert "may."

21. Page 9, line 23, after "pool," insert "or billiard."

22. Page 10, line 15, commencing with "which," strike out the remainder of the section.

23. Page 10, line 20, after the word "determined," strike out the remainder of the section, and insert "by the judge."

24. On page 11, line 4, strike out the word "Session."

25. On page 11, after line 5, insert "and the offices created by said act are hereby abolished."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 67 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Live Stock, to whom was referred H. B. No. 176, by Mr. Benson, entitled "An Act regulating the use of barbed wire," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

CLEGG,
Chairman.

Report adopted.

H. B. No. 176 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 117, by Mr. Walton, entitled "An Act amending Section 4290 of the Revised Statutes of the State of Utah, 1898, relating to the disposing of tainted, decayed, spoiled, or unwholesome food, and prescribing a penalty for a violation of any provision of this act," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed, as the subject matter of this bill is covered by S. B. No. 110.

WALTON,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 110, by Mr. Lawrence, entitled "An Act to amend Sections 31 and 32, Chapter 25 of the Laws of Utah, 1903, prohibiting the sale of foods below the stan-

dard of purity or that are impure, unwholesome, adulterated, or misbranded, and to provide penalties for the violation thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 110 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to whom was referred Claim No. 1, from P. T. Farnsworth, Jr., for $2,125, beg leave to report that they have had the same under consideration and herewith present S. B. No. 183, entitled "An Act appropriating the sum of $2,125 to P. T. Farnsworth, Jr., for services to the State of Utah as Deputy Attorney General, rendered during the period between August 1, A. D. 1905, and December 31, A. D. 1906, inclusive," and recommend that the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 183 was read the first and second times.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 5, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 27, "An Act to amend Section 1360, Revised Statutes of Utah, 1898, relating to the

establishment and maintenance of public libraries in cities of the first and second classes, and the levy of a tax therefor."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 19, by Mr. Robinson, "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, and Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization and defining its duties, and fixing the salaries of certain other State officers."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 19 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

INTRODUCTION OF BILLS.

S. B. No. 173, by Mr. Bullen, entitled "A Bill for an Act providing that instruction in the Agricultural

College shall be free to residents and providing an entrance fee to non-residents," was read the first time and referred to the Committee on Education.

S. B. No. 174, by Mr. Gardner, entitled "A Bill for an Act prohibiting the sale or use of any spring gun within the State of Utah, and providing a penalty therefor," was read the first time and referred to the Committee on Public Health.

S. B. No. 175, by Mr. Seely, entitled "A Bill for an Act making appropriations for improving and repairing roads in San Pete County," was read the first time and referred to the Committee on Highways and Bridges.

S. B. No. 176, by Mr. Hollingsworth, entitled "A Bill for an Act creating in the office of the Secretary of State af 'Bureau of Insurance, State of Utah'; providing for the appointment of the Commissioner of Insurance, defining his duties and powers, fixing his salary; regulating the insurance companies doing business in the State; and requiring the Commissioner to exercise control over and make examination of building and loan associations doing business in this State, and to examine when directed by the State Board of Examiners the accounts, books and records of State institutions, and to perform such other duties as may be prescribed by law or the State Board of Examiners," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 177, by Mr. Hollingsworth, "A Bill for an Act amending Sections 404, 405, 407, 408, 409, 410, 411, 413, 415, 419, 420, 421, 422 of the Revised Statutes of Utah, 1898, and repealing Sections 416 and 417 of the Revised Statutes of Utah, 1898, and Sections 2 and 3 of Chapter 74, Laws of Utah, 1901, relating to and regulating insurance companies and their business, enacting three new sections of the Revised Statutes of Utah, 1898, the same to be known as Sections 422-A, 422-B, 422-C, relating to and regulating insurance companies and their business and fixing certain fees to be charged and collected by the Insurance Commissioner and amending Section

965, Revised Statutes of Utah, 1898, as amended by Chapter 60, Laws of Utah, 1901, as amended by Chapter 127, Laws of Utah, 1905, fixing certain fees to be charged and collected by the Secretary of State," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 178, by Mr. Hollingsworth, "A Bill for an Act amending Sections 397, 398, 399, 400 and 402, Revised Statutes of Utah, 1898, relating to building and loan societies, associations and corporations, and vesting in the Insurance Commissioner the duties and powers relating to the control of such societies, associations and corporations heretofore possessed by the Secretary of State," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 179, by Mr. Hollingsworth, "A Bill for an Act to amend Section 969, Revised Statutes of Utah, 1898, fixing the fees to be charged and collected by the State Bank Examiner," was read the first time and referred to the Committee on Private Corporations and Insurance.

S. B. No. 182, by Mr. Johnson, "A Bill for an Act making appropriation for certain highways in Piute County," was read the first time and referred to the Committee on Highways and Bridges.

H. J. R. No. 1 was taken from the table and referred to the Judiciary Committee.

PRESENTATION OF CLAIMS.

Mr. Hollingsworth presented the following claims, which were referred to the Committee on Appropriations and Claims:

S. C. No. 2: Claim of Orson P. Arnold, $80.00.
S. C. No. 3: Claim of Rinald Mowry, $52.20.
S. C. No. 4: Claim of John Tingey, $72.00.
S. C. No. 5: Claim of William Naylor, $24.00.
S. C. No. 6: Claim of William C. Burrows, $84.50; claim of William C. Burrows, $2.48.

S. C. No. 7: Claim of James A. Skinner, $4.70.
S. C. No. 8: Claim of James McGhie, $38.00.
S. C. No. 9: Claim of James Lawson, $52.20.
S. C. No. 10: Claim of John Woodbury, $80.00.
S. C. No. 11: Claim of John C. Sandburg, $16.00.
S. C. No. 12: Claim of Lucy P. Russel, $44.00.

COMMERCIAL CLUB,
Salt Lake City, March 5, 1907.

Honorable President and Members of the Senate,
State of Utah, Salt Lake City, Utah.

Gentlemen:

We have the honor to extend you an earnest invitation to attend a mass meeting of citizens to be held in the Commercial Club rooms at eight o'clock, Wednesday evening, March 6, 1907.

This meeting is called for the purpose of discussing the provisions of S. B. No. 95.

Very respectfully,

BOARD OF GOVERNORS OF THE COMMERCIAL CLUB,
By W. J. Halloran,
President.

Fisher Harris,
Secretary.

Invitation read and accepted.

An invitation from the Salt Lake Woman's Democratic Club to attend a reception in honor of the minority members of the House was read and the courtesy accepted.

UNFINISHED BUSINESS.

The consideration of S. B. No. 153, S. B. No. 154, H. B.'s Nos. 47, 70, 90, 122 and 185 was postponed on account of the absence of Mr. Park, Chairman of the Committee on Education.

H. J. M. No. 6 by Mr. Hott, entitled "A Memorial

asking that wandering members of the Indian tribe known as Southern Utes be returned to their reservation in Colorado and compelled to remain thereon," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely, Benner X. Smith, Walton.

Absent and not voting: Messrs. Miller, Park, John Y. Smith, Williams and Mr. President.

By unanimous consent Mr. Benner X. Smith presented S. B. No. 181, "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, fixing the salaries of certain State officers."

The rules were suspended and S. B. No. 181 was amended, read the first, second and third times and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely, Benner X. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Bullen, Callister, Miller, Park, John Y. Smith and Williams.

The title of the bill was made the title of the act.

H. B. No. 36, by Mr. Richards, entitled "An Act to amend Section 1774, Revised Statutes of Utah, 1898, as amended by Chapter 54, Laws of Utah, 1901, providing for the election of State Superintendent of Public Instruction, prescribing his qualifications and providing for the appointment and compensation of his deputy," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth,

Hulaniski, Johnson, Lawrence, Rasband, Seely, Benner X. Smith, Walton.

Absent and not voting: Messrs. Miller, Park, John Y. Smith, Williams and Mr. President.

The title of the bill was made the title of the act.

On motion of Senator Lawrence the Senate adjourned until 10:30 a. m. Thursday.

FIFTY-THIRD DAY.

SENATE CHAMBER,
Salt Lake City, March 7, 1907.

The Senate was called to order by President Love at 10:30 a. m.

Roll call; quorum present.

Prayer by the Rev. Benjamin Young.

The minutes of the fifty-second day's session were read and approved.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 258, by Committee on Agriculture and Horticulture, substitute for H. B. No. 28, by Mr. Hone, "An Act amending Title 17, Revised Statutes of Utah, 1898, relating to drainage districts, as amended by Chapter 124 of the Laws of Utah, 1905."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 258 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 118, by the Committee on Live Stock, substitute for H. B. No. 118, "An Act regulating the shipment of certain live stock and providing for inspection and records of same."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 118 was read the first time and referred to the Committee on Live Stock.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 5, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 163, by Mr. Richards, entitled "An Act to amend Section 1831, Revised Statutes of Utah, 1898, providing that a county school district of the first class shall constitute a high school district, and also endowing Boards of Education of such districts with all powers and duties as provided in Section 1833, Revised Statutes."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 163 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 151, by Mr. Marks, "An Act providing for recording the assignment of future earnings, and prescribing the effect thereof."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 151 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 4, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 3, by Mr. Benner X. Smith, "An Act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the matter of said regulation, and providing for the repeal of Sections 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742 of Title 52, Revised Statutes of Utah, 1898,"

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in House amendment.

On motion of Mr. Johnson the President appointed a Conference Committee to confer with a like committee from the House.

The following is the committee named: Messrs. Johnson, Walton and Benner X. Smith.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 261, by Mr. Sutton, entitled "An Act providing for the sale of commodities by weight and prohibiting the sale thereof except by weight."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 261 was read the first time and referred to the Committee on Manufactures and Commerce.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 173, by Mr. Benson, "An Act defining and classifying transient stock and providing for the assessment, collection and distribution of taxes on the same; providing penalties for violation of its provisions and repealing Chapter 105 of the Session Laws of Utah, 1901."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 173 was read the first time and referred to the Committee on Live Stock.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 262, by Mr. Robinson, "An Act amending Section 4327, Revised Statutes of Utah, 1898, defining the word 'Building.'"

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 262 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 246, by Mr. Robinson, "An Act to amend Section 2117, Revised Statutes of Utah, 1898, relating to the education of deaf, dumb or blind children."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 246 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed. as amended, H. B. No. 132, by Mr. Randall, by request, "An Act

to amend Section 1244, Revised Statutes of Utah, 1898, relating to the rate and times for which liquor licenses may be granted."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 132 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 202, by Mr. Robinson, "An Act amending Section 222, Revised Statutes of Utah, 1898, forbidding officers of cities, towns or municipal corporations to be interested in public contracts."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 202 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 275, by Committee on Agriculture and Horticulture, "An Act creating a State Board of Horticulture, providing for the publication and distribution of its reports, for the appointment of County Horticul-

tural Inspectors, defining their duties, the duties of arborists, nurserymen and common carriers, making an appropriation for carrying out the provisions of this act, and repealing Chapter 98, Laws of Utah, 1905."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 275 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES.
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 203, by Mr. Robinson, "An Act amending Section 2498, Revised Statutes of Utah, 1898, relating to rules for the construction of statutes."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 203 was read the first time and referred to the Judiciary Committee.

SPECIAL ORDER.

S. B. No. 171, by Mr. Park, entitled "An Act proposing amendments to Sections 2 and 4 of Article X of the Constitution of the State of Utah, relating to the public school system, the maintenance of high schools, and to the consolidation of the Agricultural College of Utah with the University of Utah of and confirming and perpetuating unto the said University of Utah and its several colleges and schools all the rights, immunities, franchises, and endowments heretofore granted or con-

ferred unto the Agricultural College of Utah and the University of Utah," which was made a special order for to-day, was amended and read.

On motion of Mr. Hulaniski the Senate took a recess until 2 o'clock.

REGULAR SESSION RESUMED.

Regular session was resumed at 2 p. m.

S. B. No. 171 was read the third time, as amended, and passed by the following vote: Ayes, 12; nays, 6; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Lawrence, Miller, Park, Rasband, Benner X. Smith, Williams, Mr. President.

Voting in the negative: Messrs. Bullen, Hulaniski, Johnson, Seely, John Y. Smith, Walton.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 212, by Mr. Dean, "An Act to provide that District Supervisors and Water Commissioners before entering on their duties shall give a bond to the State."

The same is transmitted herewith for your action

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 212 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 276, by Mr. McMillan, "An Act extending the time for complying with the provisions of Title 69, Revised Statutes of Utah, 1898, in relation to townsites."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 276 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 81, by Mr. Gardner, "An Act relating to water users' associations organized in conformity with the requirements of the United States, and providing for the recording of the articles of incorporation and stock subscriptions."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments of the House and S. B. No. 81 was read, as amended, and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski,

Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Callister.

S. B. No. 81 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 59, by Mr. Hollingsworth, "An Act to amend Section 2942, Revised Statutes of Utah, 1898, relating to the time within which, and in what case, a summons, or alias summons, may be issued and served in civil actions."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House.

S. B. No. 59 was read, as amended, and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messr. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

S. B. No. 59 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 21, entitled "An Act requiring cities, towns and municipal corporations to award contracts for public improvements to lowest bidders, after publication of notice; and forbidding the adoption of plans for any such improvements which require the exclusive use of any patented article or process, protected by any trade mark, or any article or process wholly controlled by any person, firm or corporations, or combination thereof."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Comunication filed.

S. B. No. 21 was sent to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 31, by Mr. Cottam, "An Act amending Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax is insufficient."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 31 was signed by the President, in the

presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives McMillan, Thompson and Miller a Conference Committee to meet with Senate Conference Committee on S. B. No. 3.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 22, by Mr. Miller, "An Act amending Sections 2697, 2698 and 2700 of Title 68, Revised Statutes of Utah, 1898, giving the same effect to messages transmitted by telephone as those sent by telegraph."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 22 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that

the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 21, by Mr. Miller, "An Act amending Sections 3337, 4652 and 4653, Revised Statutes of Utah, 1898, giving the same effect to transmission of summons, writs, warrants and other legal process by telephone as by telegraph."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 21 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

REPORT OF STANDING COMMITTEE.

SENATE COMMITTEE ROOM,
Salt Lake City, March 6, 1907.

Mr. President:

Your Committee on Highway and Bridges, to whom was recommitted S. B. No. 143, by Mr. Callister, entitled "An Act making an appropriation for building a bridge across the Sevier River and for the completion of public roads in Millard County," beg leave to report that they have had the same under consideration and recommend the following amendment thereto:

In line 10, strike out "500" and insert in lieu thereof "1000."

And, as amended, recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted.

S. B. No. 143 was read the second time.

COMMUNICATION FROM THE COMMERCIAL CLUB.

COMMERCIAL CLUB,
Salt Lake City, March 7, 1907.

Honorable President and Members of the Senate, State of Utah.

Gentlemen:

We have the honor to inform you that at a mass meeting of citizens held in the rooms of the Commercial Club Wednesday evenig, March 6th, 1907, it was unanimously resolved that your honorable body be most respectfully and earnestly petitioned to postpone final action on S. B. No. 95 for the period of five days from this date.

We have the honor to remain,
Very respectfully,
WM. J. HALLORAN,
Chairman.

FISHER HARRIS,
Secretary.

Communication read.

On motion of Mr. Johnson S. B. No. 95 was made a special order for 2:30 p. m. on Monday.

On motion of Mr. Benner X. Smith the Senate adjourned to meet at 11 o'clock to-morrow.

FIFTY-FOURTH DAY.

SENATE CHAMBER,
Salt Lake City, March 8, 1907.

The Senate was called to order by President Love at 11 a. m.

Roll call; quorum present. Senator Johnson was excused for the day.

Prayer by Elder Anton Neilson.

The minutes of the fifty-third day's session were read and approved.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Represenatives has this day passed, as amended, S. B. No. 52, by Mr. Seely, "A Bill regulating the service of certain male animals and repealing Chapter 5, Title 2 of the Revised Statutes of Utah, 1898."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 52, as amended by the House, was referred to the Committee on Live Stock.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 6, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Represenatives has this day passed, as amended, S. B. No. 28, by Mr. Johnson, "An Act to regulate the practice of osteopathy in the State of Utah and to provide for a State Board of Osteopathy and to license osteopaths to practice in this State and to punish persons violating the provisions of this act,"

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and S. B. No. 28 was read, as amended, and passed by the following vote: Ayes, 17; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Johnson.

S. B. No. 28 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended by report of Conference Committee, S. B. No. 19, by Mr. Rasband, entitled "An Act providing that all mines employing more than ten men in the State of Utah, shall provide for the care of persons injured in case of accident and providing a penalty for the violation thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 19 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. J. M. No. 2, by Mr. Park, memorializing

Congress for the passage of legislation directed toward securing the teaching of agriculture and the mechanic and domestic arts in the State Normal Schools and the public schools of our country.

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the House amendments and S. J. M. No. 2 was read, as amended, and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Gardner, Johnson and Miller.

S. J. M. No. 2 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 69, by Mr. John Y. Smith, entitled "An Act to amend Section 2516, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, and Section 2547, Revised Statutes of Utah, 1898, defining the duties of Assessors."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House, and S. B. No. 69, as amended, passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Johnson, Miller and Mr. President.

S. B. No. 69 was referred to the Committee on Engrossed and Enrolled Bills.

Mr. Walton was called to the chair.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 53, by Mr. Gardner, entitled "An Act relating to interest upon the loan or forbearance of money, goods or things in action, providing a legal and a maximum rate of interest and prohibiting the contracting for, or taking, usurious interest, and a forfeiture thereof, and providing a defense and remedy and repealing Section 1241, Revised Statutes of Utah, 1898."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 53 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed S. B. No. 133, by Mr. Johnson, "An Act to authorize any railroad corporation of this State, owning lines wholly in a foreign country, to sell and convey its lines to corporations organized under the laws of the country in which any such lines may be situated."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 133 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 104, by Mr. Kuehler, entitled "An Act amending Section 644, Chapter 11, Revised Statutes of Utah, 1898, defining the duties of County Surveyor."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 104 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 204, by Mr. Robinson, entiled "An Act amending Section 13, Chapter 107, Revised Statutes

of Utah, 1905, relating to the compensation of the Board of School Trustees."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 204 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 219, by Mr. Marks, "An Act to amend Section 11 of Chapter 109, Laws of Utah, 1901, relating to jurisdiction of the courts in cities of the first class."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 219 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 164, by Mr. Randall, entitled "An Act amending Sections 1 and 14, Chapter 112, Laws of Utah, 1901, entitled 'An Act to create and organize a Municipal Court in certain cities, and to define the powers and duties, and jurisdiction thereof, and making the judge of said court ex-officio justice of the peace of said cities,

and ex-officio justice of the peace of the precincts embraced in said cities.' ''

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 164 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 77, by Mr. Fuller, entiled ''An Act amending Section 1, Chapter 43, Laws of Utah, 1899, as amended by Section 2, Chapter 56, Laws of Utah, 1905, relating to present ownership maps.''

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 77 was read the first time and referred to the Judiciary Committee.

On motion of Mr. Benner X. Smith the Senate took a recess until 2 o'clock.

REGULAR SESSION RESUMED.

The President called the Senate to order at 2 p. m.

COMMUNICATION FROM STATE BOARD OF EXAMINERS.

SENATE CHAMBER,
Salt Lake City, March 8, 1907.

To the Senate:

I am directed by the State Board of Examiners to

return to your honorable body the following claims for refund of 75 per cent of the amount paid by claimants on school lands purchased from the State, and alleged to have been occupied and cultivated prior to March 1st, 1869, said claims having been presented under the provisions of Chapter 88, Laws of Utah, 1899, and to report, assuming that these claims, if allowed, must be recovered from the State school land fund, the board has not approved them, for the reason that a majority of the board is of the opinion that a payment of these claims would be a violation of Section 3, Article 10 of the Constitution of this State, and of Section 10 of An Act of Congress, approved July 16th, 1894, known as the Enabling Act, requiring the above named fund to be kept inviolate:

Senate Claim No. 1.

5836	Nellie M. Jenkins	$222.12
5837	Lars Olson	86.79
5838	Sophia B. Johnson	360.21
5839	Olef Olson	143.91
5840	William Anderson	95.34
5841	Andrew Johnson	42.12
5842	Hans Pearson	92.70
5843	Andrew Larsen	226.77
5844	Johanna Mortenson	62.55
5845	A. G. Robertson	121.50
5846	Elizabeth Lloyd Wallace	26.37
5847	Carl L. Hoglund	7.15
5848	A. G. Robertson	44.22
5849	E. A. Bateman	4.56
5860	Sarah C. Miller	3.78
5861	Hyrum Goff	1.05

Respectfully,

C. S. TINGEY,
Secretary State Board of Examiners.

Communication filed.

Claims were referred to the Committee on Appropriations and Claims.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 59, by Mr. Hollingsworth, entitled "An Act to amend Section 2942, Revised Statutes of Utah, 1898, relating to the time within which and in what case, a summons, or alias summons may be issued and served in civil action," beg leave to report that they have had the same carefully engrossed and enrolled, and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 59 was signed by the President, in the preseence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 20, by Mr. Meeks, entitled "An Act making an appropriation to reimburse Mt. Carmel School District No. 2, Kane County, State of Utah," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 20 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 204, by Mr. Robinson, entitled "An Act amending Section 13, Chapter 107, Revised Statutes of Utah,

1905, relating to the compensation of members of Board of School Trustees," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 204 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred H. B. No. 64, by Mr. Robinson, entitled "An Act to amend Section 2517, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, giving County Assessors authority to require statements of taxable property," beg leave to report that they have had the same under consideration, and offer the following amendment thereto:

On page 2, line 11, after the word "found," insert a period; also commencing with "all," strike out to and including line 13.

And, as amended, recommend the bill be passed.

MILLER,
Chairman.

Report adopted.

H. B. No. 64 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Live Stock, to whom was referred H. B. No. 118, by Committee on Live Stock, entitled "An Act regulating the shipment of certain live stock and providing for inspection and records of same," beg leave to report that they have had the same under consideration and recommend the bill be passed.

CLEGG,
Chairman.

Report adopted.

H. B. No. 118 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was recommitted S. J. R. No. 2, by Mr. Miller, entitled "A Resolution proposing an amendment to Section 7 of Article XIII of the Constitution of the State of Utah relating to the rate of taxation," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 6, after "three," add "and one-fourth."

2. In line 8, cut out "three-fourths" and insert in lieu thereof "one-half."

3. In line 9, after the word "purposes," insert "whenever the taxable property within the State shall amount to four hundred million dollars, the rate shall never thereafter exceed five mills on each dollar of valuation."

4. Commencing with "but," in line 16, strike out to and including line 18.

And, as amended, recommend the bill be passed.

MILLER,
Chairman.

Report adopted.

S. J. R. No. 2 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Private Corporations and Insurance, to whom was referred H. B. No. 99, by Mr. Hone, entitled "An Act requiring all corporations to pay an annual State license; providing for the enforcement of same and prescribing a penalty for refusal or failure to comply therewith and making certain exceptions," beg leave to

report that they have had the same under consideration, and recommend the following amendments thereto:

1. Page 1, line 5, strike out the words "as follows," and after the word "license," add "of ten dollars."

2. Page 1, strike out all of House amendment.

3. Page 2, line 14, strike out the figures "$200" and insert "one hundred dollars."

4. Page 2, strike out all of the matter embraced in lines 20 to 26, inclusive.

And, as amended, recommend the bill be passed.

H. BULLEN, JR.,
Chairman.

Report adopted.

H. B. No. 99 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 7, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 98, by Mr. Gardner, entitled "An Act providing for investigations and demonstrations of arid land farming in various localities in the State, and making an appropriation therefor," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

S. B. No. 98 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 168, by Mr. Hollingsworth, entitled "An Act requiring every County Clerk to forward a certified statement of the names of

certain county officers of his county to the Secretary of State to prepare and furnish the necessary blank forms for such reports, to receive and file said statements and keep a suitable record therof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 168 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 246, by Mr. Robinson, entitled "An Act to amend Section 2117, Revised Statutes of Utah, 1898, relating to the education of deaf, dumb and blind children," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 246 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Public Lands, to whom was referred S. B. No. 172, by Mr. Hollingsworth, entitled "An Act making it the duty of the Secretary of State to prepare and file with the County Recorders certified transcripts of lists of all public lands selected by the State and approved by the Commissioner of the General Land Office, under an Act of Congress, approved July 16th, 1894; requiring County Recorders to enter same on the records of their offices, and providing that said transcripts shall be evidence of the conveyance of said lands

by the United States to the State of Utah," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Strike out Section 5.

2. Strike out Section 6.

And, as amended, recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 172 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 242, by Mr. Richards, entitled "An Act to amend Section 1815, Revised Statutes of Utah, 1898, as amended by Chapter 37, Laws of Utah, 1901, as amended by Chapter 83, Laws of Utah, 1905, providing for a public school library fund and also prescribing the manner in which the same shall be expended," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. In line 11, strike out the word "may," and insert in lieu thereof the word "shall"; also strike out "set aside," and insert in lieu thereof "raised."

2. In line 12, strike out "the," and insert the following: "this fund shall be expended biennally under the direction of the State Board of Education for books for school library purposes."

And, as amended, recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 242 was read the second time,

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Elections, to whom was referred S. B. No. 82, by Mr. Hollingsworth, entitled "An Act for amending Sections 4, 5, 8, 9, 10, 11, 12 and 13 of Chapter 85 of the Laws of Utah, 1905, relating to the use of voting machines," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

RASBAND,
Chairman.

Report adopted.

S. B. No. 82 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred H. B. No. 258, by Committee on Agriculture and Horticulture, entitled "An Act amending Sections 760 and 779, inclusive, Revised Statutes of Utah, 1898, as amended by Chapter 124 of the Laws of Utah, 1905, relating to drainage districts," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. On page 1, line 6, after the word "title," strike out the words "to land," and insert the following: "and who hold title to a major part of the land to be included in the proposed district."

2. On page 1, line 10, add the following: "provided the provisions of this act shall not apply to the drainage of mines."

And, as amended, recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

H. B. No. 258 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 89, by Mr. Hollingsworth, entitled "An Act concerning land titles, registration of titles; recorders made ex-officio registrars; bringing land under act; form of application for initial registration of land title; registering the title; the rights of registered owners; transfer; mortgages, leases and other charges; attorneys in fact; transmission, trusts, conditions and limitations; dealings of assignees, receivers, masters, etc.; tax sales; lis pendens—judgments, decrees—notice; attachment—executions, etc.; liens; memorial of adverse claim, etc.; proceedings in chancery; indices; indemnity funds; proceedings to recover compensation for loss or damage; penalties; fees; and adoption by counties," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. On page 1, line 3, after the word "counties," insert "and."

2. On page 1, line 5, strike out the word "intend," and insert "shall apply."

3. On page 39, line 12, strike out "one-half" and insert "twenty-five per cent."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 89 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 152, by Mr. Benner X. Smith, entitled "An Act to amend Section 1401 of the Revised Statutes of Utah,

1898, and to extend the scope and operation of a livery stable keeper's lien," beg leave to report that they have had the same under consideration, and recommend the following amendment thereto:

On page 1, line 23, after the word "persons," insert the following: "but no lien shall be enforced against a purchaser in good faith."

And, as amended, recommend, the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 152 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred H. B. No. 138, by Committee on Highways and Bridges, substitute for H. B. No. 11, by Mr. Benson, entitled "An Act providing a system of State highways, also a State highways building fund and the distribution of the same to the several counties of the State; also providing for the duties of the State Engineer and the County Commissioners, for the furtherance of good roads, and repealing Chapter 125, Laws of Utah, 1903," beg leave to report that they have the same under consideration, and recommend that the bill be placed on the calendar for third reading for consideration by the Senate.

JOHN H. SEELY,
Chairman.

Report adopted.

H. B. No. 138 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Public Health have had S. B. No. 167, by Mr. Walton, under consideration, and recommend the following amendments:

Page 10, line 20, strike out "and one-half"; page 11, lines 7 and 8, strike out "and containing not less than twenty per cent of butter fat"; insert in line 9, after the word "cream," "other than inconformity to the foregoing"; and strike out, in line 9, "which is not of." and the word "purity," and add "s" to the word "standard," in that line.

On page 11, between lines 2 and 3, insert a new section, to be known as Section 15, as follows:

"Sec. 15. No persons shall sell, exchange or deliver or have in his custody or possession with intent to sell, exchange or deliver any evaporated milk which has been diluted to represent the proportions of natural milk unless in a conspicuous place above the center, upon the outside of every vessel, can or package or in which such milk is sold, the words 'Diluted, evaporated milk,' are distinctly marked in extended gothic letters, each not less than one inch in height."

That Section 15 be made 16, etc., through the bill.

On page 11, line 7, after the word "additions," insert:

"There shall be recognized three standards of percentage of cream—known as first, second and third grades. The minimum percentage of the first grade shall be not less than thirty (30) per cent. The minimum percentage of the second grade shall be not less than twenty-four (24) per cent. The minimum percentage of the third grade shall be not less than eighteen (18) per cent."

Page 18, add a new section between lines 19 and 20, to be known as Section 38, as follows:

"Sec. 38. Whenever it is determined by the Dairy Food Commissioner, his deputy or inspectors, that filthy or insanitary conditions exist or are permitted to exist in the operation of any restaurant, hotel, bakery, confectioner, or ice cream plant, or any place where any food or drink products are manufactured, stored, deposited, sold or offered for sale for any purpose whatever, the proprietor or proprietors, owner or owners, of such res-

taurant, hotel, bakery, confectionery or ice cream plant or any person or persons owning or operating any plant where food or drink products are manufactured, stored, deposited, sold or offered for sale, shall be first notified and warned by the Commissioner, his deputy or inspectors to place such restaurant, hotel, bakery, confectionery or ice cream plant, or any other place where food or drink products are manufactured, stored, deposited, sold or offered for sale in a sanitary condition, within a reasonable length of time; and any person or persons owning or operating any such restaurant, hotel, bakery, confectionery or ice cream plant, or any place where any food or drink products are manufactured, stored, deposited, sold or offered for sale, failing to obey such notice and warning shall be guilty of a misdemeanor."

And also add the following to the above section:

"It shall be unlawful for any person affected with tuberculosis, syphilis, or any other communicable disease to be employed in any bakery, hotel or restaurant as cook or waiter or in any other capacity which requires the handling of food."

And on page 19, after line 8, insert another section to be known as Section 43, and reading as follows:

"Sec. 43. No dealer of food or drink products shall be held liable to prosecution if he can establish that the goods were sold under a guaranty by a wholesaler, manufacturer, jobber, dealer, or other party residing in the United States from whom purchased."

And, with these amendments, recommend that the bill be passed.

Respectfully,

WALTON,
Chairman.

Report adopted.

S. B. No. 167 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 7, 1907.

Mr. President:

Your Judiciary Committee, to whom was referred S.

B. No. 15, by Senator Hulaniski, entitled "An Act making it a misdemeanor for any person to violate any of the ordinances of any county passed pursuant to the laws of this State," and the veto thereof by the Governor, beg leave to report that they have further considered the matter and recommend:

1. That the veto of the Governor be sustained.

2. That S. B. No. 185, by the Judiciary Committee, entitled "An Act making it a misdemeanor and prescribing a penalty therefor for the violation of any ordinance of any county passed pursuant to the laws of this State," and herewith presented be passed. Such bill meets the objections of the Governor and at the same time will provide a penalty by fine only for the violation of any county ordinance.

LAWRENCE,
Chairman.

Report adopted.

The President stated: "Shall S. B. No. 15 pass notwithstanding the objections of the Governor?"

On roll call the veto of the Governor was sustained by the following voting: Ayes, 0; nays, 15; absent and not voting, 3.

Those voting in the negative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson and Miller.

On motion of Mr. Hulaniski the rules were suspended and S. B. No. 185, by Judiciary Committee, "A Bill for an Act making it a misdemeanor and prescribing a penalty therefor for the violation of any ordinance of any county passed pursuant to the laws of this State," was read the

first, second and third times and passed by the following vote: Ayes, 13; nays, 2; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Clegg and Seely.

Absent and not voting: Messrs. Bullen, Johnson, and Miller.

The title of the bill was made the title of the act.

UNFINISHED BUSINESS.

H. B. No. 90, by Mr. Richards, entitled "An Act creating a State School Committee, defining its powers and duties, providing for the preparation of a State course of study, and further providing for the payment of the necessary expenses of the County Superintendents," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Johnson, Benner X. Smith.

The title of the bill was made the title of the act.

S. B. No. 143, by Mr. Callister, entitled "An Act making an appropriation for building a bridge across the Sevier River and for the completion of a certain public highways in Millard County," was amended, read the

third time and passed by the following vote: Ayes, 11; nays, 1; absent and not voting, 6.

Those voting in the affirmative were: Messrs, Callister, Clegg, Hollingsworth, Hulaniski, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams.

Absent and not voting: Messrs. Brinkerhoff,, Bullen, Johnson, Lawrence, Benner X. Smith and Mr. President.

Voting in the negative: Mr. Gardner.

The title of the bill was made the title of the act.

S. B. No. 153, by Committee on Military Affairs, "An Act to amend Sections 1434 and 1445, Revised Statutes of Utah, 1898, as amended by Chapter 116, Laws of Utah, 1905, and Sections 1484 and 1494, Revised Statutes of Utah, 1898, relating to the organization of companies of the National Guard of Utah, the retirement of officers, Courts of Inquiry, and providing a penalty in cases where members of the enrolled Militia or members of the National Guard of Utah refuse to answer the call of the Commander-in-Chief to perform military duty," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Johnson, Benner X. Smith.

The title of the bill was made the title of the act.

S. B. No. 154, by Committee on Military Affairs, entitled "An Act to amend Section 3, Chapter 67, Laws of Utah, 1905, relating to the appointment and pay of 'Com-

pany Armorers,' " was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollinsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Gardner, Johnson and Benner X. Smith.

The title of the bill was made the title of the act.

H. B. No. 70, by Mr. Richards, entitled "An Act amending Sections 1 and 4, Chapter 107, Laws of Utah, 1905, providing where an entire county is constituted into one school district it shall be a county school district of the first class and providing the manner of election of the members of the Board of Education thereof," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton.

Absent and not voting: Messrs. Brinkerhoff, Johnson, Lawrence, Williams, and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 122, by Mr. Richards, entitled "An Act to amend Section 1785, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1905, relating to the duties of County Superintendents," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski,

Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Johnson.

The title of the bill was made the title of the act.

Senator Park was called to the chair.

S. B. No. 67, by Mr. Benner X. Smith, entitled "An Act providing for Juvenile Courts, the title, term of office and compensation of the judge thereof, providing for a Juvenile Court Commission and specifying its duties, providing for clerks of said court; defining the jurisdiction of Juvenile Courts, providing for jurisdiction of District Courts in certain districts; defining and specifying the practice and procedure in Juvenile Courts; providing for appeals to the Supreme Court; providing for a reporter for the Juvenile Court; defining the duties of County Attorney; providing for probation officers, and their duties and compensation; making disposition of fines in said courts, regulating the time and place of holding court and service of process and repealing Chapter 117 of the Laws of Utah, 1905, and Section 4, Chapter 124, Laws of Utah, 1903," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 1; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Voting in the negative: Mr. Miller.

Absent and not voting: Messrs. Bullen and Johnson.

The title of the bill was made the title of the act.

S. B. No. 83, by Mr. Hollingsworth, entitled "An Act

imposing a license tax upon itinerant venders, peddlers and canvassers of agricultural and domestic implements and machinery and wagons, buggies, vehicles, and other articles; providing for the collection thereof, and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 11; nays, 3; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Park, Rasband, Seely, Walton, Williams.

Voting in the negative: Messrs. Lawrence, Miller, Benner X. Smith.

Absent and not voting: Messrs. Bullen, Johnson, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

The President resumed the chair.

S. B. No. 183, by Committee on Appropriations and Claims, entitled "An Act appropriating the sum of two thousand one hundred and twenty-five dollars to P. T. Farnsworth, Jr., for services rendered to the State as Deputy Attorney General during the period from August first, A. D. 1905, to December thirty-first, A. D. 1906," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Johnson, Miller and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 169, by Mr. Walton, entitled "An Act providing for the establishment of a course of instruction in

the public schools on the subjects of sanitation and the cause and prevention of disease," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 110, by Mr. Lawrence, entitled "An Act to amend Sections 31 and 32, Chapter 25, Laws of Utah, 1903, prohibiting the sale of foods below the standard of purity or that are impure, unwholesome, adulterated, or misbranded, and to provide penalties for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Johnson and John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 128, by Mr. Tolton, entitled "An Act to provide revenue for the support of the government of the State, and for the several counties of the State, and district and county schools, for the fiscal years nineteen hundred and seven and eight," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen Johnson and Miller.

The title of the bill was made the title of the act.

S. B. No. 180, by Committee on Public Health, entitled "An Act making it unlawful to sell certain medicines containing opium, chloral or alcohol, or preparations containing acetanilid or any of its derivatives, or preparations containing antipyrine, without branding the same, and to sell cocaine or preparations containing cocaine, except upon a practicing physician's prescription, and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson, Miller and John Y. Smith.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 7, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House,

H. B. No. 23, by Mr. Miller, "An Act amending Sections 4347, 4443, 4444, 4445, 4460, 4462, 4463 and 4464, Revised Statutes of Utah, 1898, extending the provisions of the Penal Code relating to offenses of telegraph operators and others in transmission of messages to operators of telephone lines and messages transmitted over telephone lines."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 23 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 119, by Mr. Thompson, "An Act to amend Sections 1249, Revised Statutes of Utah, 1898, as amended by Chapter 53, Laws of Utah, 1901, regulating the sale of intoxicating liquors and preventing certain persons from frequenting places of business where such liquors are sold, and repealing Section 4245, Revised Statutes of Utah, 1898."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 119 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lak City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in presence of the House, H. B. No. 208, by Mr. Bower, "An Act accepting the grant of money authorized for an increased annual appropriation for agricultural experiment stations made by Act of Congress, approved March 16, 1906."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 208 was signed by the President, in presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 8, 1907.

The Honorable S. H. Love,
President of the Senate.
Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, S. B. No. 109, "An Act making an appropriation to ascertain the feasibility of procuring subterranean waters for culinary and domestic purposes."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 8, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, S. B. No. 21, "An Act requiring cities, towns and municipal corporations to award contracts for public improvements to lowest bidders, after publication of notice, and forbidding the adoption of plans for any such improvements which require the exclusive use of any patented article or process protected by any trade mark, or any article or process wholly controlled by any person, firm or corporation, or combination thereof."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

INTRODUCTION OF BILLS.

S. B. No. 184, by Mr. Hollingsworth, "A Bill for an Act defining and regulating special tax funds in cities of the first and second classes, and providing for the issuing of warrants against the same," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 186, by Mr. Seely, by request, "An Act to amend Sections 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128 and 2129, Revised Statutes of Utah, 1898, pertaining to the Deseret Agricultural and Manufacturing Society," was read first time and referred to the Committee on Manufactures and Commerce.

S. B. No. 187, by Mr. Benner X. Smith, "A Bill for an Act to amend Section 277, Revised Statutes of Utah, 1898, relating to special taxes," was read first time and referred to the Judiciary Committee.

S. B. No. 188, by Mr. Williams, "A Bill for an Act amending Section 2309, Revised Statutes of Utah, 1898, relating to instruction in the University of Utah, pro-

viding entrance and tuition fees, and prohibiting religious or political tests," was read the first time and referred to the Committee on Education.

S. B. No. 189, by Mr. Clegg, "A Bill for an Act amending Section 4224, Revised Statutes of Utah, 1898, providing that parents and guardians of any child under sixteen years of age, who wilfully fails to perform certain duties as provided by law shall be guilty of an offense and providing fine and imprisonment for the violation of this act," was read the first time and referred to the Judiciary Committee.

On motion of Senator Lawrence S. B. No. 144 was made a special order for 11 o'clock on Monday.

COMMUNICATION.

SENATE CHAMBER,
Salt Lake City, March 8, 1907.

Mr. President and Members of the Senate:

I beg to herewith tender my resignation as stenographer of the Senate, to take effect today, and to respectfully ask that you accept as a substitute Miss Constance Johnson.

Respectfully,
PHYLLIS LYNCH,

Resignation accepted and Miss Johnson was appointed to the position.

On motion of Mr. Benner X. Smith the Senate adjourned to meet at 11 o'clock on Saturday.

FIFTY-FIFTH DAY.

Salt Lake City, March 9, 1907.

The Senate was called to order by President Love at 11 a. m.

Roll call quorum present. Senators Johnson and John Y. Smith were excused for the day.

Prayer by the Chaplain.

The minutes of the fifty-fourth day's session were read, amended and approved.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 59, "An Act to amend Section 2942, Revised Statutes of Utah, 1898, relating to the time within which, and in what case, a summons or alias summons, may be issued and served in civil actions."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 59 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 268, by Mr. Dean, "An Act to amend Section 3305, Revised Statutes of Utah, 1898, as amended by Chapter 62, Laws of Utah, 1899, relating to the manner of taking an appeal to the Supreme Court, and to provide for the specification in the notice of appeal of the particular errors on which the appellant will rely."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 268 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 97, by Mr. Hollingsworth, "An Act authorizing cities of the first class to take official census in any year except in the year when a State or United States census is taken."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 97 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 71, by Mr. Robinson, "An Act to amend Section 4340, Revised Statutes of Utah, 1898, relating to deadly weapons."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 71 was read the first time and referred to the Committee on Public Health.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, H. B. No. 174, by Mr. Benson, "An Act to amend Section 2428, Revised Statutes of Utah, 1898, as amended by Chapter 67, Laws of Utah, 1899, relating to the duties of the State Treasurer."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,

Chief Clerk.

Communication filed.

H. B. No. 174 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. M. No. 9, by Mr. Kuchler, memorializing Congress for the creation of a Department of Mines.

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,

Chief Clerk.

Communication filed.

H. J. M. No. 9 was read the first time and referred to the Committee on Mines and Minerals.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. M. No. 10, by Mr. Kuchler, memorializing Congress concerning the creation of a Department of Mining.

The same is transmitteed herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,

Chief Clerk.

Communication filed.

H. J. M. No. 10 was read the first time and referred to the Committee on Mines and Minerals.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted report of its Special Judiciary Committee substituting H. B. No. 300, for S. B. No. 113, by Mr. Benner X. Smith, "An Act to amend Sections 3744, 3746 and 3748, of the Revised Statutes of Utah, 1898, and Section 3747 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1905, relating to appeals from Justice's Court."

S. B. No. 113 is returned herewith.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 211, by Mr. Dean, "An Act providing a penalty for interfering with the flow of water while under the regulation of Water Commissioners."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 211 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, H. B. No. 160, by Mr. Clegg, "An Act to amend Sections 1 and 2, Chapter 77, Laws of Utah, 1905, authorizing cities of the first and second classes to issue scrip against the funds to be raised by special taxes and to dispose of such scrip, and providing for the manner of issuing the same, and the enforcement and redemption thereof."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 160 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 230, by Mr. Clegg, "An Act amending Section 2626, Revised Statutes of Utah, 1898, authorizing private sale during period of redemption of county's interest in property sold for delinquent taxes."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 230 was read the first time and referred to the Committee on County and Municipal Affairs.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, H. B. No. 217, by Mr. Marks, "An Act to amend Section 1936, Revised Statutes of Utah, 1898, as amended by Chapter 127, Laws of Utah, 1901, providing for an estimate, levy, rate and collection of a tax for city school purposes."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 217 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 286, by Mr. Bowns, "An Act protecting every citizen in the enjoyment of personal rights."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 286 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 223, by Mr. Marks, "An Act providing the City Court in cities of the first class with a stenographer."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 223 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 274, by Mr. Kuchler, "An Act amending Section 2102, Revised Statutes of Utah, 1898, relating to the Utah School for the Blind and defining its objects and purposes, and providing for a circulating library for the blind of the State."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 274 was read the first time and referred to the Committee on Public Institutions.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. R. No. 6, by Mr. Westphal, relative to securing a pension for Mrs. Patience L. Moses Archer.

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. R. No. 6 was read the first time and referred to the Committee on Federal Relations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 92, by Mr. Richards, "An Act to amend Section 35, Chapter 107, Laws of Utah, 1905, fixing the per cent. of bonded indebtedness of taxable property in school districts."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 92 was read the first time and referred to the Committee on Ways and Means.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 7, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 33, by Mr. Walton, entitled "An Act for the creation of the office of State Plant Pathologist," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

GARDNER,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred H. B. No. 178, by Mr. Nephi U. S. C. Jensen, entitled "An Act proposing an amendment to Section 7, Article 13, Constitution of Utah, fixing the rate of tax-

ation,'' beg leave to report that they have had the same under consideration, and recommend that the bill be not passed as the subject matter is covered by S. J. R. No. 2.

MILLER,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred S. B. No. 30, by Mr. Park, entitled ''An Act levying and directing the collection of a tax for the general maintenance of the University of Utah, including its several schools and colleges,'' beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

MILLER,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred S. B. No. 6, by Mr. Hollingsworth, entitled ''An Act to amend Sections 2513, 2559, 2560, 2562 and 2584 of Title 67 of the Revised Statutes of Utah, 1898, as amended by Chapter 68 of the Session Laws of 1899, in relation to taxation, and defining of powers and duties of the State Board of Equalization,'' beg leave to report that they have had the same under consideration and find that the matter is covered by H. B. No. 18, passed by both houses and signed by the Governor, therefore recommend the bill be not passed.

MILLER,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Ways and Means, to whom was referred S. B. No. 7, by Mr. Hollingsworth, entitled "An Act to amend Section 2583 of the Revised Statutes of Utah, 1898, as amended by Chapter 65 of the Session Laws of 1901, creating a State Board of Equalization, providing the manner of its appointment, fixing the term of office and salaries of its members, providing the manner of its organization, defining its duties,' beg leave to report that they have had' the same under consideration, and recommend the bill be not passed as the same matter is covered by H. B. No. 19.

MILLER,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 7, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 112, by Mr. Brinkerhoff, entitled "An Act making an appropriation to investigate the possibilities of reclaiming alkali and water-logged lands of Emery County," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

GARDNER,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 7, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred H. B. No. 153, by Mr. Hansen, entitled "An Act providing for investigation of the proper use of irrigation water, and the reclamation of alkali and other lands, and making an appropriation therefor,"

beg leave to report that they have had the same under consideration, and recommend the bill be not passed, being the same as Chapter 13, Laws of Utah, 1905.

GARDNER,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 7, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 151, by Mr. Benner X. Smith, entitled "An Act making it a misdemeanor for a bailee from a livery stable to fail to return, to put to another use, to injure or to cruelly treat the subject of the bailment. Also making it a misdemeanor for a bailor of a livery stable keeper to designedly defeat the livery stable keeper's lien," beg leave to report that they have had the same under consideration, and rcommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Fish and Game, to whom was referred S. B. No. 159, by Mr. Callister, entitled "An Act making an appropriation to erect a dwelling house at the State fish hatchery for the Superintendent and assistants, to purchase three acres of land for use of hatchery, to increase the hatchery, plant, to double its present capacity," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 159 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 81, by Mr. Gardner, entitled "An Act relating to water user's associations, organized in conformity with the requirements of the United States, and providing for the recording of the articles of incorporation and stock subscriptions," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 81 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 133, by Mr. Johnson, entitled "An Act to authorize any railroad corporation of this State, owning lines wholly in a foreign country, to sell and convey its lines to corporations organized under the laws of the country in which any such lines may be situated," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 133 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Live Stock, to whom was referred H. B. No. 173, by Mr. Benson, entitled "An Act defining and classifying transient stock and providing for the assessment, collection and distribution of taxes on same. Providing penalties for violation of its provisions, and repealing Chapter 105, Session Laws of Utah, 1901," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

CLEGG,
Chairman.

Report adopted.

H. B. No. 173 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred H. B. No. 275, by Committee on Agriculture and Horticulture, entitled "An Act creating a State Board of Horticulture, providing for the publication and distribution of its reports, for the appointment of County Horticultural Inspectors, defining their duties, the duties of orchardists, nurserymen and common carriers, making an appropriation for carrying out the provisions of this act, and repealing Chapter 98, Laws of Utah, 1905," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

H. B. No. 275 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 106, by Mr. Brinkerhoff,

entitled "An Act amending Section 5, Chapter 119, Laws of Utah, 1903, relating to the protection, inspection and encouragement of the bee industry and providing for the appointment of an inspector and providing penalties," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

S. B. No. 106 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Live Stock, to whom was referred H. B. No. 265, by Mr. Hansen, entitled "An Act creating a State Board of Horse Commissioners, defining its duties, requiring stallions to be licensed, and creating a lien for the service of stallions," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. On page 3, line 12, commencing with the word "any," strike out to and including line 18, and insert in lieu thereof the following: "Any stallion that has been brought into this State and represented to be a pure-bred whose pedigree registry is not recognized by the Department of Agriculture, Washington, D. C."

2. On page 3, line 29, strike out "that his sire or dam is registered in the," and insert in lieu thereof "here describe pedigree."

And, as amended, recommend the bill be passed.

CLEGG,
Chairman.

Report adopted.

H. B. No. 265 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 174, by Mr. Gardner, entitled "An Act prohibiting the sale or use of any spring gun within the State of Utah, and providing a penalty therefor," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 174 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Manufactures and Commerce, to whom was referred H. B. No. 261, by Mr. Sutton, entitled "An Act providing for the sale of commodities by weight, and prohibiting the sale thereof, except by weight, except in certain cases," beg leave to report that they have had the same under consideration, and recommend the bill be not passed, as the subject matter covered by this bill is amply provided for by Tile 71, Revised Statutes of Utah, 1898."

W. N. WILLIAMS,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 8, 1907.

Mr. President:

Your Committee on Public Lands, to whom was referred S. B. No. 96, by Mr. Benner X. Smith, entitled "An Act to amend Sections 1147, 1149, 1151 and 1166 and to repeal Section 1152 of the Revised Statutes of Utah,

1898, relating to homestead," beg leave to report that same was referred to this committee in error and should be referred to the Judiciary Committee.

WALTON,
Chairman.

Report adopted.

S. B. No. 96 was referred to the Judiciary Committee.

UNFINISHED BUSINESS.

H. B. No. 100, by Mr. Westphal, entitled "An Act to amend Section 1672, Revised Statutes of Utah, 1898, relating to date of expiration of notarial commission," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson and John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 176, by Benson, entitled "An Act regulating the negligent use of barbed wire and providing a penalty for the violation thereof," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 2; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Voting in the negative: Messrs. Gardner and Miller.

Absent and not voting: Messrs. Brinkerhoff, Johnson and John Y. Smith.

The title of the bill was made the title of the act.

Senator Lawrence was called to the chair.

INTRODUCTION OF BILLS.

S. B. No. 190, by Mr. Benner X. Smith, "A Bill for an Act providing for the filing of new and sufficient undertakings on appeals from any court," was read the first time and referred to the Judiciary Committee.

S. B. No. 191, by Mr. Walton, "A Bill for an Act making appropriation for improvement and building of roads and bridges in Rich County," was read the first time and referred to the Committee on Highways and Bridges.

Resolution from the City Council of Salt Lake City was read and referred to the Committee on County and Municipal Corporations.

On motion of Senator Hollingsworth the Senate took a recess at 12:30 until 2 p. m.

REGULAR SESSION RESUMED.

The Senate reconvened at 2 p. m. The President in the chair.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 70, by Mr. Hollingsworth, "An Act creating 'the Utah Board of Commissioners for the pro-

motion of uniformity of legislation in the United States'; defining the manner of its appointment, its duties and powers, and making an appropriation for the payment of the actual and necessary expenses thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and, as amended, S. B. No. 70 was read and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Johnson, Park, John Y. Smith and Williams.

S. B. No. 70 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 266, by Mr. Hansen, entitled "An Act providing for the organization of mutual fire insurance companies in counties, cities and towns of the State of Utah, against loss and damage by fire, lightning or wind, and providing for the payment of premiums and the collection of losses."

The same is transmitted herewith for your action.
Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 266 was read the first time and referred to the Committee on Private Corporations and Insurance.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 117, by Mr. Marks, entitled "An Act to regulate the practice of optometry in the State of Utah, defining the practice of optometry and providing for the appointment of the Board of Examiners and further providing for the issuing and revocation of licenses and the fixing of a penalty for violation of the provisions of this act."

The same is transmitted herewith for your action.
Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 117 was read the first time and referred to the Committee on Public Health.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session H. B. No. 127, by Mr. Robinson, "An Act to amend Chapter 45, Laws of Utah, 1901,

making it unlawful, wrongfully and without authority to use the name, title of officers, insignia, ritual or other ceremonies of certain orders, and societies, and providing punishment for the violation thereof."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 127 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session H. B. No. 7, by Mr. Pedersen, "An Act to amend Sections 1183 and 1184, Revised Statutes of Utah, 1898, relating to marriage, and defining the qualifications which persons must have in order that they may marry."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 7 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, H. B. No. 36, by Mr. Richards, "An Act to amend Section 1774, Revised Statutes of Utah, 1898, as amended by Chapter 54, Laws of Utah, 1901, providing for the election of State Superintendent of Public Instruction, prescribing his qualifications and providing for the appointment and compensation of his deputy."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 36 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved and filed in the office of the Secretary of State H. B. No. 22,, "An Act amending Sections 2697, 2698 and 2700 of Title 69, Revised Statutes of Utah, 1898, giving the same effect to messages transmitted by telephone as those sent by telegraph."

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, H. B. No. 116, by Mr. Marks, "An Act to amend Section 2980, Revised Statutes of Utah, 1898, as amended by Chapter 129, Laws of Utah, 1903, relating to replies in pleadings."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 116 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, H. J. M. No. 6, by Mr. Hott, "A Memorial asking that wandering members of the Indian tribe known as Southern Utes be returned to their reservation in Colorado and compelled to remain thereon."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. M. No. 6 was signed by the President, in open session.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, H. B. No. 115, by Mr. Taft, "An Act requiring every Board of Education or School Trustees to provide each school house or the grounds with an American flag and to cause the said flag to be displayed thereon during daylight on legal holidays, Februrary 12th and 'Flag Day' of each year."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 115 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, H. B. No. 140, by Mr. Hott, "An Act to protect the relics of ancient races, and providing a penalty for the violation thereof."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 140 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 9, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to call the attention of your honorable body to the fact that in passing H. B. No. 19, amending certain sections relating to the salaries of certain State officers, their terms of office, etc., the emergency clause was omitted. I have been informed that this omission was entirely inadvertent. As the carrying out of plans dependent upon this measure is seriously hampered by the absence of the emergency clause, I have the honor to request, if no objection arises, that your honorable body authorize the insertion of the emergency clause in the act.

Awaiting your action, I have the honor to be,
Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

Consideration on same deferred pending the action of the House.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Live Stock, to whom was referred the amendments of the House made to S. B. No.

52, by Mr. Seely, entitled "A Bill regulating the service of certain male animals, and repealing Chapter 5, Title 2, Revised Statutes of Utah, 1898," beg leave to report, and recommend that the Senate concur in the amendments made by the House, and the bill be passed.

CLEGG,
Chairman.

Report adopted.

The Senate concurred in the amendments made by the House and, as amended, S. B. No. 52 was read and passed by the following vote: Ayes, 10; nays, 0; absent and not voting, 8.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Miller, Rasband, Seely, Walton, Mr. President.

Absent and not voting: Messrs. Bullen, Hulaniski, Johnson, Lawrence, Park, Benner X. Smith, John Y. Smith and Williams.

S. B. No. 52 was referred to the Committee on Engrossed and Enrolled Bills.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 28, by Mr. Johnson, entitled "An Act to regulate the practice of osteopathy in the State of Utah and to provide for a State Board of Osteopathy, and to license osteopaths to practice in this State, and to punish persons violating the provisions of this act," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 28 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 19, by Mr. Rasband, entitled "An Act providing that all mines employing more than ten men in the State of Utah, shall provide for the care of persons injured in case of accident and providing a penalty for the violation thereof," beg leave to report that they have the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 19 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 163, by Mr. Richards, entitled, "An Act to amend Section 1831, Revised Statutes of Utah, 1898, providing that a county school district of the first class shall constitute a high school district, and also endowing Boards of Education of such districts with all powers and duties as provided in Section 1833, Revised Statutes of Utah, 1898," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman,

Report adopted.

S. B. No. 163 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred S. B. No. 100, by Mr. Gardner, entitled "An Act creating the office of State Chemist, defining his duties and fixing his salary," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman,

Report adopted.

S. B. No. 100 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Eudcation, to whom was referred S. B. No. 63, by Mr. Richards, entitled "An Act relating to cities of the first, second and third classes, providing for the settlement between a school district or a part of a school district and a city when annexed by extension of the city limits," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman,

Report adopted.

S. B. No. 63 was read the second time.

Mr. Park gave notice that he would move to reconsider the action of the Senate upon the report of the committee on H. B. No. 261 and that the bill be returned to the Senate for further consideration.

THIRD READING OF BILLS.

S. B. No. 167, by Mr. Walton, entitled "An Act to codify and revise certain laws of the State, providing for the creation of the office of Dairy and Food Commissioner and defining the duties thereof, and defining standards of purity for certain foods; to prohibit the sale of foods below the standard of purity or that are impure, unwholesome, adulterated or misbranded, to provide penalties for the violation of any provisions of this act, and to repeal Chapter 25, Laws of Utah, 1903," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Johnson and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 98, by Mr. Gardner, "A Bill for an Act providing for investigations and demonstrations of arid land farming in various localities of the State, and making appropriation therefor," was amended, read the second and third times, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Miller, Park, Rasband, Seely Walton, Williams, Mr. President.

Absent and not voting: Messrs. Hulaniski, Johnson, Lawrence, Benner X. Smith, John Y. Smith.

The title of the bill was made the title of the act.

Senator Callister gave notice that on Monday he

would move to reconsider the vote by which S. B. No. 98 was passed.

S. B. No. 82, by Mr. Hollingsworth, entitled "An Act for amending Sections 4, 5, 8, 9, 10, 11, 12 and 13 of Chapter 85, of the Laws of Utah, 1905, relating to the use of voting machines," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Miller, Park, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Hulaniski, Johnson, Lawrence, Benner X. Smith, John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 168, by Mr. Hollingsworth, entitled "An Act requiring every County Clerk to forward a certified statement of the name of certain county officers of his county to the Secretary of State, and requiring the Secretary of State to prepare and furnish the necessary blank forms for such reports, to receive and file said statements and keep a suitable record thereof," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Miller, Park, Rasband, Seely, Walton, Mr. President.

Absent and not voting: Messrs. Hulaniski, Johnson, Lawrence, Benner X. Smith, John Y. Smith and Williams.

The title of the bill was made the title of the act.

H. B. No. 20, by Mr. Meeks, "An Act making an appropriation to reimburse Mt. Carmel School District No. 2, Kane County, State of Utah," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Hollingsworth, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Bullen, Gardner, Hulaniski, Johnson, John Y. Smith, Williams.

The title of the bill was made the title of the act.

S. B. No. 152, by Mr. Benner X. Smith, entitled "An Act to amend Section 1401, Revised Statutes of Utah, 1898, and to extend the scope and operation of a livery stable keeper's lien," was amended, read the third time and passed by the following vote: Ayes, 10; nays, 5; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Hollingsworth, Miller, Park, Rasband, Seely, Walton, Mr. President.

Those voting in the negative were: Messrs. Clegg, Gardner, Hulaniski, Lawrence and Benner X. Smith.

Absent and not voting: Messrs. Johnson, John Y. Smith and Williams.

The title of the bill was made the title of the act.

INTRODUCTION OF BILLS.

S. B. No. 193, by Mr. Park, "A Bill for an Act amending Section 1793, Revised Statutes of Utah, 1898, relating to annual teachers' institutes; providing for the creation of a Governing Board for the holding of county teachers' institutes, for union institutes and for instruction therein," was read the first time and referred to the Committee on Education.

SENATE CLAIMS.

S. C. No. 14, by Mr. Clegg, of Tooele County, for $5.08.

S. C. No. 15, by Mr. Clegg, of Tooele County, for $23.00.

S. C. No. 16, by Mr. Hollingsworth, of Weber County, for claim of John Groberg and others for $510.90.

Were presented and referred to the State Board of Examiners.

On motion of Senator Walton the Senate adjourned until Monday at 10 a. m.

FIFTY-SEVENTH DAY.

Salt Lake City, March 11, 1907.

The Senate was called to order by the Secretary of the Senate at 10 a. m.

In the absence of the President, and on motion of Senator Hollingsworth, Senator Walton was chosen President pro tempore.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the fifty-fifth day's session were read, amended and approved.

The President assumed the chair.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 162, by Judiciary Committee, "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to City Justice's of the Peace, and authorizing the City Council to fix the compensation of such justices while exercising civil powers and that thereupon the fees collected by such justices in civil cases are to be paid to the City Treasury."

The same is returned herewith for your further action.

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and, as amended, S. B. No. 162 was read and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Park and Benner X. Smith.

S. B. No. 162 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended H. J. M. No. 11, substitute for H. J. M. No. 3, by Mr. Benson, relating to the Salton Sea.

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. M. No. 11 was read the first time and referred to the Committee on Agriculture and Irrigation.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, H. B. No. 220, by Mr. Marks, entitled "An Act fixing witnesses' fees in civil cases in City Courts in cities of the first and second classes."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 220 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives his this day passed, as amended, S. B. No. 85, by Mr. Hollingsworth, "An Act amending Section 1775, Revised Statutes of Utah, 1898, relating to the apportionment of the school funds."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and, as amended, S. B. No. 85 was read and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Benner X. Smith.

S. B. No. 85 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, S. B. No. 28, entitled "An Act to regulate the practice of osteopathy in the State of Utah, and to provide for a State Board of Osteopathy, and to license osteopaths to practice in this State, and to punish persons violating the provisions of this act."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 28 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 133, entitled "An Act to authorize any railroad corporation of this State, owning lines wholly in a foreign country, to sell and convey its lines to corporations organized under the laws of the country in which any such lines may be situated."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 133 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 19, entitled "An Act providing that all mines employing more than ten men in the State of Utah, shall provide for the care of persons injured in case of accident, and providing a penalty for the violation thereof."

The same is herewith returned for transmission to the Governor.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 19 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 81, entitled "An Act relating to water users' associations, organized in conformity with the requirements of the United States, and providing for the recording of the articles of incorporation and stock subscriptions."

The same is herewith returned for transmission to the Governor.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 81 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 8, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 93, by Mr. Hollingsworth, entitled "An Act enacting two new Sections of the Revised Statutes of Utah, 1898, to be known as Section 4334-A and 4334-B, and amending Sections 4334, 4335, 4336, 4337 and 4338 of the Revised Statutes of Utah, 1898, as amended by Chapter 19 of the Laws of Utah, 1905, relating to burglary in the first, second and third degrees, defining the same, and the penalties therefor."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 93 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 31, "An Act amending Chapter 121, Laws of Utah, 1905, providing revenue for common school districts where the revenue from the State, county and district school tax is insufficient"; and H. B. No. 21, "An Act amending Sections 3337, 4651, 4652 and 4653, Revised Statutes of Utah, 1898, giving the same effect to transmission of summons, writs, warrants and other legal process by telephone as by telegraph"; and H. B. No. 23, "An Act amending Sections 4347, 4443, 4444, 4445, 4460, 4462, 4463 and 4464, Revised Statutes of Utah, 1898, extending the provisions of the Penal Code relating to offenses of telegraph operators and others in transmission of messages, to operators of telephone lines

and messages transmitted over telephone lines''* and H. B. No. 208, "An Act accepting the grant of money authorized for an increased annual appropriation for agricultural experiment stations made by Act of Congress, approved March 16, 1906."

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. M. No. 7, by Mr. Meeks, relating to the Arizona Strip.

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. M. No. 7 was read the first time and referred to the Committee on Agriculture and Irrigation.

SPECIAL ORDER.

S. B. No. 144, by Mr. John Y. Smith, entitled "An Act to encourage the destruction of certain wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties, and providing additional revenue; providing the manner in which such bounties may be procured; providing penalties for the procurement of such bounties and for violation of this act, and amending Chapter 114, Laws of Utah, 1905," which was made a special order, was amended, read the third time and passed by the following vote: Ayes, 13; nays, 5; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hulaniski, Johnson, Miller, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Gardner, Hollingsworth, Lawrence, Park and Benner X. Smith.

The title of the bill was made the title of the act.

INVITATION FROM GOVERNOR CUTLER.

An invitation from Governor and Mrs. Cutler to the members of the Senate and employees, to attend a reception and banquet at the Commercial Club at 7:30 on Tuesday evening, March 12, 1907.

On motion of Mr. Benner X. Smith the invitation was accepted.

On motion of Senator Miller the Senate took a recess until 2 o'clock.

REGULAR SESSION RESUMED.

The President called the Senate to order at 2 o'clock.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 1, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 22, "An Act to amend Section 2, Chapter 59, Laws of Utah, 1901, as amended by Chapter 68, Laws of Utah, 1905, creating the reservoir land grant fund, and providing for the procuring of reservoir sites, and the construction of reservoirs for the purpose of supplying water to State and other lands, and

authorizing the State Board of Land Commissioners to loan the reservoir land grant fund to corporations or associations for the construction or completion of reservoirs, whether public or private"; and S. B. No. 58, "An Act to amend Section 2939, Revised Statutes of Utah, 1898, relating to the form of summons in civil actions."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 1, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 78, entitled "An Act regulating the stamping, marking or branding of articles of merchandise composed in whole or in part of silver, and defining the meaning and use of the words 'sterling,' 'sterling silver,' 'solid silver,' 'coin,' or 'coin silver,' and providing a penalty for the violation thereof."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 11, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 59, "An Act to amend Section 2942, Revised Statutes of Utah, 1898, relating to

the time within which, and in what case, a summons or alias summons may be issued and served in civil actions."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

REPORT OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Education to whom was referred S. B. No. 188, by Mr. Williams, entitled "An Act amending Section 2309, Revised Statutes of Utah, 1898, relating to instruction in the University of Utah, providing entrance and tuition fees, and prohibiting religious or political tests," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 188 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Education to whom was referred S. B. No. 173, by Mr. Bullen, entitled "An Act providing that instruction in the Agricultural College shall be free to residents and providing an entrance fee to residents and non-residents," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No,. 173 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Education to whom was referred H. B. No. 217, by Mr. Marks, entitled "An Act to amend Section 1936, Revised Statutes of Utah, 1898, as amended by Chapter 127, Laws of Utah, 1901, providing for an estimate, levy, rate and collection of a tax for city school purposes," beg leave to report that they have had the same under consideration, and offer the following amendment thereto:

Page 2, line 5, after the word "city" insert the following: "of which at least three mills shall not be used otherwise than for payment of teachers,"

And as amended, recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 217 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your committee on Education in conformity with S. R. No. 2, beg leave to report that they have employed an expert accountant to audit the books of the University of Utah and the Agricultural College to ascertain the disposition of certain appropriations made to those institutions and that the books of both institutions have been audited for the period covered by the appropriations made in 1903. The copies of the audit and certain vouchers under seal are transmitted herewith. The bill of expenses incurred have been transmitted to the chairman of the Contingent Expense Committee.

PARK,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your committee on Education to whom wasreferred H. B. No. 155, by Mr. Davis, entitled "An Act providing for Agricultural surveys, investigations, and lectures in the counties of Wasatch and Uintah, Utah, and making appropriation therefor, "beg leave to report that they have had the same under consideration, and recommend the bill be recommitted to the Committee on Agriculture.

PARK,
Chairman.

Report adopted.

S. B. No. 155 was recommitted to the Committee on Agriculture and Irrigation.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills to whom was referred S. B. 97, by Mr. Hollingsworth, entitled "An Act authorizing cities of the first class to take official census in any year except in the year when a State or United States census is taken," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 97 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills to whom was referred S. J. M. No. 2, by Mr. Park, beg

leave to report that they have had the same carefully engrossed and enrolled, and present the memorial herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman,

Communication filed.

S. J. M. No. 2 was was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills to whom was reerred S. B. No. 70, by Mr. Hollingsworth, entitled "An Act creating the Utah Board of Commissioners for the Promotion of Uniformity of Legislation in the United States; defining the manner of its appointment, its duties and powers and making an appropriation for the payment of the actual and necessary expenses thereof," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman,

Report adopted.

S. B. No. 70 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Railroads to whom was referred H. B. No. 263, by Mr. Robinson, entitled "An Act amending Section 4423, Revised Statutes of Utah, 1898, with reference to injuries to railroads," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHNSON,
Chairman.

Report adopted.

H. B. No. No. 263 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Committee on Public Institutions, to whom was referred H. B. No. 274, by Mr. Kuchler, entitled "An Act amending Section 2102, Revised Statutes of Utah, 1898, relating to the Utah School for the Blind and defining its objects and purposes, and providing a circulating library for the blind of the State," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

C. R. HOLLINGSWORTH,
Chairman,

Report adopted.

H. B. No. 274 was read the second time.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

In compliance with your request I have the honor to return for reconsideration H. B. No. 261, by Mr. Sutton, "An Act providing for the sale of commodities by weight, except in certain cases."

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 261 was read the first time and referred to the Committee on Manufactures and Commerce.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, S. B. No. 103, by Mr. Benner X. Smith, "An Act to amend Section 3 of Chapter 45 of the Laws of Utah, 1899, and defining the duties and powers of the Board of Health in the respect of the abatement of nuisances."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and, as amended, S. B. No. 103 was read and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Callister, Park and John Y. Smith.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 169, by Mr. Richards, "An Act providing for the retirement of public school teachers."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 169 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 108, by Mr. Randall, entitled "An Act making the City Engineer's office in cities of the first and second classes an office of record for maps, plans, plats, profiles, drawings, deeds, dedications, final estimates, specifications and contracts, and for the collection of fees."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 108 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 119, "An Act to amend Section 1249, Revised Statutes of Utah, 1898, as amended by Chapter 53, Laws of Utah, 1901, regulating the sale of intoxicating liquors and preventing certain persons from frequenting places of business where such liquors are sold, and repealing Section 4245, Revised Statutes of Utah, 1898."

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B.

No. 224, by Mr. Marks, "An Act to amend Section 13, of Chapter 109, Laws of Utah, 1901, as amended by Chapter 32, Laws of Utah, 1905, Relating to Concurrent Jurisdiction of City Courts in the Cities of the First Class with District Courts."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 224 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed as amended H. B. No. 187, by Mr. Hone, "An Act Providing for the Establishment of a State Laboratory of Bacteriology in Connection with the Bacteriological Department of the State University."

The same is transmitted for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 187 was read the first time and referred to the Committee on Public Health.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed as amended H. B. No. 226, by Mr. Dyreng, "An Act to repeal Section 1369, Compiled Laws of Utah, and providing that cities of the third class and towns may assist at tax for the establishment and amintenance of public libraries and gymnasiums."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 226 was read the first time and referred to the Committee on Education.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 118, by Mr. Walton, "An Act providing for an annual convention of health officers and the payment of their actual and necessary traveling expenses."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 118 was referred to the Committee on Engrossed and Enrolled Bills.

SPECIAL ORDER.

Action on S. B. No. 95, which was made a special order for 2:30 p. m., was, on motion of Mr. Williams, postponed until 2:30 p. m. to-morrow.

Senator Callister was called to the chair.

UNFINISHED BUSINESS.

H. B. No. 99, by Mr. Hone, entitled "An Act requiring all corporations to pay an annual State license; providing for the enforcement of same and prescribing a penalty for refusal or failure to comply therewith and making certain exceptions," was amended, read the third

time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. Brinkerhoff and Mr. President.

The title of the bill was made the title of the act.

On motion of Senator Callister the vote on S. B. No. 98 will be considered when the bill shall have been reached at its place at the foot of the calendar.

UNFINISHED BUSINESS.

H. B. No. 64, by Mr. Robinson, entitled "An Act to amend Section 2517, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, giving County Assessors authority to require statements of taxable property," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 1; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams.

Voting in the negative: Mr. Benner X. Smith.

Absent and not voting: Messrs. Bullen, Lawrence and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 97, by Mr. Clegg, entitled "An Act to amend Section 2655, Revised Statutes of Utah, 1898, as amended by Chapter 76, Laws of Utah, 1905, relating to the sale of real estate for taxes and the distribution of the proceeds," was amended, read the second and third times and passed by the following vote: Ayes, 11; nays, 4; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely.

Voting in the negative: Messrs. Brinkerhoff, Benner X. Smith, John Y. Smith and Walton.

Absent and not voting: Messrs. Bullen, Williams and Mr. President.

The title of the bill was made the title of the act.

On motion of Senator Lawrence action on S. B. No. 118 was deferred until copies of the bill be furnished the Senators.

H. B. No. 204, by Mr. Robinson, entitled "An Act amending Section 13, Chapter 107, Laws of Utah, 1905, relating to the compensation and traveling expenses of members of Boards of Education in county school districts of the first class," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Johnson, John Y. Smith, Williams and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 45, by Mr. Croft, entitled "An Act to amend Section 1826, Revised Statutes of Utah, 1898, fixing the time of transmitting reports of school census," was amended, read the third time and failed to pass by the following vote: Ayes, 3; nays, 10; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Hollingsworth, Lawrence, Park.

Those voting in the negative were: Messrs. Callister, Clegg, Gardner, Hulaniski, Johnson, Miller, Rasband, Seely, Benner X. Smith and Walton.

Absent and not voting: Messrs. Brinkerhoff, Bullen, John Y. Smith, Williams and Mr. President.

The bill was returned to the House.

H. B. No. 47, by Mr. Croft, entitled "An Act to amend Section 1906 and 1907, Revised Statutes of Utah, 1898, fixing the time for taking school census of city schools," was amended, read the third time and failed to pass by the following vote: Ayes, 3; nays, 9; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Hollingsworth, Lawrence, Park.

Those voting in the negative were: Messrs. Callister, Clegg, Gardner, Hulaniski, Johnson, Miller, Rasband, Seely and Walton.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Benner X. Smith, John Y. Smith, Williams and Mr. President.

The bill was returned to the House.

H. B. No. 528, by Committee on Agriculture and Horticulture, entitled "An Act amending Section 760, Revised Statutes of Utah, 1898, as amended by Chapter 124 of the Laws of Utah, 1905, relating to drainage districts," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams.

Absent and not voting: Messrs. Brinkerhoff, Johnson, Benner X. Smith and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 242, by Mr. Richards, entitled "An Act to amend Section 1813, Revised Statutes of Utah, 1898, as amended by Chapter 57, Laws of Utah, 1901,, as amended by Chapter 83, Laws of Utah, 1905, providing for a public school library fund and also prescribing the manner

in which the same shall be expended," was amended read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, John Y. Smith, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Seely, Benner X. Smith, Walton and Williams.

The title of the bill was made the title of the act.

S. B. No. 100, by Mr. Gardner, entitled "An Act creating the office of State Chemist, defining his duties and his salary, and repealing Chapter 97, of the Laws of Utah, 1905, and Chapter 80, Laws of Utah, 1905," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 3; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, John Y. Smith, Walton, Williams.

Those voting in the negative were: Messrs. Rasband, Seely, and Mr. President.

Absent and not voting: Messrs. Brinkerhoff, and Benner X. Smith.

The title of the bill was made the title of the act.

INTRODUCTION OF BILLS.

S. B. No. 194, by Mr. Benner X. Smith, by request.

"A Bill for an Act making an appropriation for certain streets in Salt Lake City," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. No. 195, by Mr. Benner X. Smith.

"A Bill for an Act amending Section 1883, Revised Statutes of Utah, 1898, relating to calling elections to vote upon proopsals to issue school district bonds," was

read the first time and referred to the Committee on County and Municipal Corporations.

S. B. 196, by Mr. Benner X. Smith.

"A Bill for an Act amending Section 1944, Revised Statutes of Utah, 1898, relating to the canvass of the ballots cast at a bond election, making returns thereof, filing statements relating thereto in the County Clerk's office, issuing bonds and providing a tax or interest thereon and redemption thereof, and limiting the amount of bonds that may be issued," was read the first time and referred to the Committee on County and Municipal Corporations.

S. B. 197, by Mr. Callister.

"A Bill for an Act to amend Section 1242, Revised Statutes of Utah, 1898, relating to intoxicating liquors and giving power to County Commissioners, Trustees of Towns and to City Councils to regulate or prohibit the sale of intoxicating liquors, adding thereto, Sections 1242-A, 1242-B, 1242-C, and repealing subdivisions 41 and 42 of Section 206, Laws of Utah, 1898, as amended by Chapter 124, Laws of Utah, 1901, as further amended by Chapter 138, Laws of Utah, 1905, and as further amended by Chapter 42, Laws of Utah, 1905, so far as the same relates to the sale of intoxicating liquors," was read the first time and referred to the Judiciary Committee.

Communication from the Merchants and Manufacturers' Association, protesting against the passage of S. B. No. 95, was read and filed.

On motion of Mr. Johnson the Senate adjourned to meet at 11 o'clock to-morrow.

FIFTY-EIGHTH DAY.

Salt Lake City, March 12, 1907.

The Senate was called to order by President Love at 11 a. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the fifty-seventh day's session were read, and approved.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day refused to concur in Senate amendment to H. B. No. 242, by Mr. Richards, and has appointed Representatives Thompson, Richards and Meeks as a Conference Committee to meet with a like committee from the Senate, for further consideration of said bill.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The President appointed as a Senate Committee to confer with the above House Committee, Senators Park, Miller and Rasband.

Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day refused to concur in Senate amendments to H. B. No. 99, by Mr. Hone, and the Speaker has appointed Representatives Hone, Critchlow and Henrie as a Conference Committee

to meet with a like committee from the Senate to further consider said bill.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The President appointed as a Senate Committee to confer with the above House Committee, Senators Lawrence, Bullen and Gardner.

MISCELLANEOUS BUSINESS.

"The copies of the audit and certain vouchers under seal" transmitted to the Senate by the committee who had in charge the auditing of the books of the University of Utah and the Agricultural College, were on motion of Senator Park ordered to be broken and one copy of the report sent to the Secretary of State with orders to have one thousand copies printed for distribution and the other copy referred to the Committee on Appropriations and Claims, together with the vouchers.

On motion of Senator Hulaniski, the communication from the Merchants' and Manufacturers' Association was returned to them.

UNFINISHED BUSINESS.

"S. B. No. 106, by Mr. Brinkerhoff, entitled "An Act amending Section 5, Chapter 119, Laws of Utah, 1903, relating to the protection, inspection, and encouragement of the bee industry and providing for the appointment of an inspector and providing penalties," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 2; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Benner X. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Bullen and Gardner.

Absent and not voting: Mr. Clegg.

The title of the bill was made the title of the act.

S. B. No. 172, by Mr. Hollingsworth, entitled "An Act making it the duty of the Secretary of State to prepare and file with the County Recorders certified transcripts of lists of all public lands selected by the State and approved by the Commissioners of the General Land Office, under an Act of Congress approved July 16th, 1894; requiring County Recorders to enter same on the records of their offices, and providing that said transcripts shall be evidence of the conveyance of said lands by the United States to the State of Utah," was read the third time and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Miller.

The title of the bill was made the title of the act.

On motion of Senator Miller the Senate took a recess until 2 p. m.

REGULAR SESSION RESUMED.

President Love called the Senate to order at 2 p. m.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended by the Senate, S. B. No. 103, by Mr. Benner X. Smith, "An Act to amend Section 3, Chapter 45, Laws

of Utah, 1899, and defining the duties and powers of the Board of Health in respect to the abatement of nuisances."

The same is herewith returned for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House, and as amended S. B. No. 103 was read and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson, Park and John Y. Smith.

S. B. No. 103 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 119, by Mr. Hollingsworth, entitled "An Act repealing Section 2051, Revised Statutes of Utah, 1898, as amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of District Judges and District Attorneys."

The same is herewith returned for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 119 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 120, by Mr. Hollingsworth, entitled "An Act amending Chapter 86, of the Laws of Utah, 1903, relating to and fixing the salaries of Judges of the District Court and allowing to such judges their actual and necessary traveling and living expenses when holding court in other judicial districts."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and as amended, S. B. No. 120 was read and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson, Park, Benner X. Smith and John Y. Smith.

S. B. No. 120 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 164, by Judiciary Committee, entitled, "An Act limiting the time or service of summons issued out of justices' courts."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 164 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended S. B. No. 160, by Judiciary Committee, entitled "An Act to prohibit corporations from making contracts of champerty and maintenance or engaging in the business of soliciting and maintaining litigation in the courts of this state, and providing a penalty for the violation thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and, as amended, S. B. No. 160 was read and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulanisky, Lawrence, Miller, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson, Park, Benner X. Smith and John Y. Smith.

S. B. No. 160 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved and filed with the Secretary of State, H. B. No. 19, "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, and Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing for the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization, and defining its duties, and fixing the salaries of certain other State officers;" and H. B. No. 7, "An Act to amend Sections 1183 and 1184, Revised Statutes of Utah, 1898, relating to marriage, and defining the qualifications which persons must have in order that they may marry;" and H. B. No. 40, "An Act to protect the relics of ancient races, and providing a penalty for the violation thereof;" and H. B. No. 115, "An Act requiring every Board of Education or School Trustee to provide each school house or the grounds thereof with an American flag, to be displayed thereon during daylight on legal holidays, February 12th and 'Flag Day' of each year;" and H. J. M. No. 6, "A Memorial asking that wandering members of the Indian tribe known as Southern Utes be returned to their reservation in Colorado, and compelled to remain there."

Respectfully,
ALEX BUCHANAN,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President.

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 122, by Mr. Richards, entitled "An Act to

amend Section 1785, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1905, relating to the duties of County Superintendents.

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 122 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, S. B. No. 70, "An Act creating the Utah Board of Commissioners for the promotion of uniformity of legislation in the United States; defining the manner of its appointment, its duties and powers and making an appropriation for the payment of the actual and necessary expenses thereof."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 70 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this

day signed in open session, in the presence of the House, H. B. No. 20, by Mr. Meeks, entitled "An Act making an appropriation to reimburse Mt. Carmel School District No. 2, Kane County, State of Utah."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 20 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, S. B. No. 97, "An Act authorizing cities of the first class to take official census in any year except in the year when a State or United States census is taken."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 97 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, H. B. No. 185, by Mr. Richards, entitled "An Act to

amend Section 3, Chapter 71, Laws of Utah, 1905, providing for the issuance of teachers' temporary certificates by the State Board of Education."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 185 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, S. J. M. No. 2.

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. J. M. No. 2 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, H. B. No. 90, by Mr. Richards, entitled "An Act creating a State School Committee, defining its powers and duties, providing for the preparation of a State Course of Study, and further providing for the payment of the necessary expenses of the County Superintendents."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN,
Chief Clerk.

Communication filed.

H. B. No. 90 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, H. B. No. 176, by Mr. Benson, entitled "An Act regulating the negligent use of barbed wire and providing a penalty for the violation thereof."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 176 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 72, by Committee on Highways and Bridges, "An Act providing an annual road tax; specifying who shall be liable and the manner of collecting and expending the said tax; also repealing sections 1743, 1745, 1746, 1747, 1748, 1749, 1750 and 1751, Revised

Statutes of Utah, 1898, and Section 1744, Revised Statutes of Utah, as amended by Chapter 15, Laws of Utah, 1901, relating to poll tax."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 72 was read the first time and referred to the Committee on Highways and Bridges.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed as amended, H. B. No. 271, by Mr. Westphal, "An Act to amend Section 4361, Revised Statutes of Utah, 1898, as amended by Chapter 5, Laws of Utah, 1903, relating to the penalty for grand larceny."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 271 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 100, by Mr. Westphal, entitled "An Act to amend Section 1672, Revised Statutes of Utah, 1898, relating to date of expiration of notarial commission."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 100 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 128, by Mr. Tolton, entitled "An Act to Provide revenue for the support of the Governor of the State, and for the several Counties of the State, and district and County Schools for the fiscal years Nineteen Hundred and Seven and Nineteen Hundred and Eight."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 128 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 11, 1907.

The Honorable S. H. Love,
President o the Senate.

Dear Sir: I have the honor to inform your honorable body that I have this day approved and filed in the

office of the Secretary of State, Senate Bill No. 81, "An Act relating to water-users' associations, organized in conformity with the requirements of the United States, and providing for the recording of the articles of incorporation and stock subscriptions."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 12, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir: I have the honor to submit the following named appointments, and ask thereto the advice and consent of your honorable body:

As members of the State Board of Equalization, for the term of four years,

O. J. Salisbury, of Salt Lake County.

John Watson, of Weber County.

As members of the State Board of Equalization, for the term of two years:

J. J. Thomas, of Salt Lake County,

R. R. Tanner, of Beaver County.

As members of the Board of Trustees of the State School for the Deaf:

For the unexpired term ending February 28, 1909, John W. F. Volker, of Weber County.

For the term of six years: Mrs. A. B. Corey and Isaac L. Clark, of Weber County.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 11, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 133, "An Act to authorize any railroad corporation of this State owning lines wholly in a foreign country, to sell and convey its lines to corporations organized under the laws of the country in which any such lines may be situated;" and Senate Bill No. 19, "An Act providing that all mines employing more than ten men in the State of Utah, shall provide for the care of persons injured in case of accident, and providing a penalty for the violation thereof."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 151, by Mr. Marks, entitled "An Act providing for recording the assignment of future earnings, prescribing the effect thereof," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Public Health, to whom was recommitted S. B. No. 90, by Mr. Hulaniski, entitled "An

Act to amend Sections 1, 5, 6, 10, 11, 13 and 14 of Chapter 137, Laws of Utah, 1903, and to regulate the practice of barbering, the registering and licensing of persons to carry on such practice, and to insure the better education of such practitioners, and to insure better sanitary conditions in barber shops, and to prevent the spreading of disease in the State of Utah," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. Page 3, line 30, strike out "tow years" and insert "six months."

2. Page 3, line 33, strike out "two years" and insert "six months."

3. Page 3, line 34, strike out "two years" and insert "six months."

And, as amended, recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

S. B. No. 90 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 87, by Mr. Pedersen, entitled "An Act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violation of the provisions hereof," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. Page 1, line 14, after the word "years," insert "upon the expiration of each of said terms, members sufficient to fill the board shall be appointed by the Governor, for the term of four years and until their successors are appointed and qualified; and after the year one

thousand nine hundred and ten, the members of the board shall be appointed from the holders of certificates issued under this act."

2. Page 1, line 5, strike out the word "consecutive."

3. Page 2, line 1, after the word "least," strike out the word "semi."

4. Page 2, line 4, after the word "applicants," strike out the word "such" and insert the word "a."

5. Page 2, line 9, strike out the words "not exceeding" and insert the word "of"; also strike out the words "as may be necessary."

6. Page 2, line 12, after the word "exceeding," strike out the word "five" and insert the word "ten."

7. Page 2, line 18, strike out the word "one" and insert the word "five."

8. Page 2, line 6, after the words "commercial law," add the words "as affecting accountancy."

9. Page 2, line 22, strike out the word "four" and insert the word "two."

10. Page 3, line 3, after the word "business," insert the words "as a public accountant."

11. Strike out Section 4 and insert in lieu thereof the following:

"Section 4. If any person shall represent himself to the public as having received a certificate as provided in this act, or shall assume to practice as a certified public accountant, or use the abbrevation G. P. A. or any similar words or letters to indicate that the person using the same is a certified public accountant, without having received such C. P. A. certificate as provided by this act, or if any person, having received any such certificate and having thereafter lost it by revocation, or by failure to renew the same, as herein provided, shall continue to practice as certificate public accountant, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be

fined a sum not exceeding two hundred dollars ($200.00) for each such offense."

12. Page 3, line 6, strike out the words "for the issuance to him of"; also after the word "and" insert "if found qualified the board shall issue to him."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 87 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary to whom was referred S. B. No. 138, by Mr. Lawrence, entitled "An Act amending Section 3302 of the Revised Statutes of Utah, 1898, relating to appeals to the Supreme Court," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 138 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Federal Relations to whom was referred H. J. R. No. 6, by Mr. Westphal, recommend that said resolution be made a House Concurrent Resolution and be amended as follows:

1. "Be it resolved by the House of Representatives, the Senate concurring."

2. In line 1 add the word "that."

3. Strike out lines 5, 6 and 7.

And, as amended, recommend the resolution be passed.

HULANISKI,
Chairman.

Report adopted.

H. C. R. No. 6 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 11, 1907.

Mr. President:

Your Special Committee on Deficits, to whom was referred the report of the State Board of Examiners, with a list of certain deficits of certain officials and institutions for the years 1905 and 1906, respectfully report that they have had the same under consideration, and recommend that the following be added as a new section to the appropriation bill:

"The officers of the various departments, boards, commissioners, and institutions, for whose benefit and support appropriations are made in this act, are expressly forbidden to make any expenditure in excess of such appropriations, except the unanimous consent of the State Board of Examiners be first obtained, and a certificate, in writing, duly signed by every member of said board, of the unavoidable necessity of such expenditure; and any indebtedness attempted to be created against the State in violation of the provisions of this section shall be absolutely null and void, and shall not be allowed by said State Board of Examiners, nor paid out of any State appropriations; provided, that any member of any such department, board, commission, or institutions, who shall vote for any expenditure, or create any indebtedness against the State in excess of the respective appropriations made by this act, except by the unanimous consent of the State Board of Examiners, and the certificate in this section provided to be first obtained, shall be liable on his official bond for the amount of such indebtedness, to be recovered in any court of competent jurisdiction by the person or persons, firm or corporation to whom such indebtedness is owing," and that the annexed reports be referred to the

Committee on Appropriations and Claims to be considered by said committee.

LAWRENCE,
Chairman.

Report adopted.

The accompanying reports referred to the Committee on Appropriations and Claims.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 202, by Mr. Robinson, entitled "An Act amending Section 222, Revised Statutes of Utah, 1898, forbidding officers of cities, towns or municipal corporations to be interested in public contracts," beg leave to report that they have had the same under consideration, and offer the following amendment thereto:

In the fourth line from the bottom of page 1, strike out the word "real."

And, as amended, recommend that the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 202 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 189, by Mr. Clegg, entitled "An Act amending Section 4224, Revised Statutes of Utah, 1898, providing that parents and guardians of any child under sixteen years of age, who wilfully fails to perform certain duties as provided by law shall be guilty of an offense and providing fine and imprisonment for the violation of this act," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 189 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred S. B. No. 187, by Mr. Benner X. Smith, entitled "An Act to amend Section 277, Revised Statutes of Utah, 1898, relating to special taxes," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 187 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 223, by Mr. Marks, entitled "An Act providing the city court in cities of the first class with a stenographer," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 223 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 262, by Mr. Robinson, entitled "An Act amending Section 4327, Revised Statutes of Utah, 1898, defining the word 'building,'" beg leave to report that they have

had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 262 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 174, by Mr. Benson, entitled "An Act to amend Section 2428, Revised Statutes of Utah, 1898, as amended by Chapter 67, Laws of Utah, 1899, relating to the duties of the State Treasurer," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 174 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 164, by Mr. Randall, entitled "An Act amending Sections 1 and 14, Chapter 112, Laws of Utah, 1901, entitled 'An Act to create and organize a municipal court in certain cities, and to define the powers and duties and jurisdiction thereof, and making the judge of said court ex-officio justice of the peace of said cities, and ex-officio justice of the peace of precincts embraced in said cities," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 164 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 52, by Mr. Seely, entitled "An Act regulating the service of certain male animals, and repealing Chapter 5, Title 2, Revised Statutes of Utah, 1898," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 52 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing therof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 69, by Mr. J. Y. Smith, entitled "An Act to amend Section 2516, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, and Section 2547, Revised Statutes of Utah, 1898, defining the duties of assessors," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 69 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 53, by Mr. Gardner, entitled "An Act relating to interest upon the loan or forbearance of money, goods or things in action, providing a legal and a maximum rate of interest and prohibiting the contracting for or taking usurious interest and a forfeiture thereof, and providing a defense and remedy and repealing Section 1241, Revised Statutes of Utah, 1898," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 53 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 162, by Judiciary Committee, entitled "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to city justices of the peace, and authorizing the City Council to fix the compensation of such justices while exercising civil powers and that thereupon the fees collected by such justices in civil cases shall be paid to the city treasury," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. 162 was signed by the President, in the presence

of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 132, by Mr. Randall, entitled "An Act to amend Section 1244, Revised Statutes of Utah, 1898, relating to the rate and time for which liquor licenses may be granted," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,

Report adopted.

H. B. No. 132 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 77, by Mr. Fuller, entitled "An Act amending Section 1, Chapter 43, Laws of Utah, 1899, as amended by Chapter 84, Laws of Utah, 1903, as amended by Section 2, Chapter 56, Laws of Utah, 1905, relating to present ownership maps," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 77 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President.

Your Committee on Judiciary, to whom was referred H. B. No. 203, by Mr. Robinson, entitled "An Act amending Section 2498, Revised Statutes of Utah, 1898,

relating to rules or the construction of statutes," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 203 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Judiciary, to whom was referred H. B. No. 220, by Mr. Marks, entitled "An Act fixing witness fees in civil cases in City Courts in cities of the first and second class," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. In the title strike out the caret and the words "and second class."

2. Page 1, line 1, strike out the caret and the words "and second class."

3. Page 1, line 2, insert before "when" the words "and witnesses in municipal courts in cities of the second class," and as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 220 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills to whom was referred S. B. No. 85, by Mr. Hollingsworth,

entitled "An Act amending Section 1775, Revised Statutes of Utah, 1898, relating to the apportionment of the school fund," beg leave to report that they have had the same carefully engrossed and enrolled, and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 85 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Public Instruction, to whom was referred the report of the State Board of Examiners relative to the State Capitol grounds, has considered the same and recommends the appropriation of $2,000.00 for the care of the Capitol grounds during the years 1907-1908, which is exclusive of any paving, sidewalks, sewer or other special taxes which have or may be levied for public improvements.

HOLLINGSWORTH,
Chairman.

Report adopted.

Communication referred to Committee on Appropriations and Claims.

SPECIAL ORDER.

Senator Walton was called to the Chair.

S. B. No. 95, by Mr. Benner X. Smith, entitled "An Act to codify and revise certain laws of this State providing for the formation and powers of railroad corpor-

ations and defining certain rights and powers of such corporations, including the power to acquire, hold, guarantee and dispose of corporate stocks, bonds and other securities as herein authorized, and to acquire lands, water and water rights as herein authorized; and to operate steamships, sailing vessels and boats of every description; and to repeal the following named acts and parts of acts, namely: Chapter 26, Laws of Utah, 1901, and Section 436 of the Revised Statutes of Utah, 1898, as amended by Chapter 108, Laws of Utah, 1903; Section 443 of the Revised Statutes of Utah, 1898, as amended by Chapter 29, Laws of Utah, 1905; and Section 444 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1905," which was made a special order for 2 p. m. was amended, read the second and third time and passed by the following vote: Ayes, 14; nays, 4; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams.

Those voting in the negative were: Messrs. Gardner, Lawrence, Seely and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 89 was made a special order for tomorrow at 3 p. m.

President Love resumed the chair.

H. B. No. 63, by Mr. Richards, entitled "An Act relating to cities of the first, second and third class, providing for the settlement between a school district or a part of a school district and a city when annexed by extension of the city limits," was amended, read the third time and passed by the following vote: Ayes, 16; nays, 1; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth,

Hulaniski, Johnson, Lawrence, Park, Rasband, Benner X. Smith, John Y. Smith Walton, Williams, Mr. President.

Those voting in the negative were: Mr. Seely.
Absent and not voting: Mr. Miller.

The title of the bill was made the title of the act.

H. B. No. 163, by Mr. Richards, entitled "An Act to amend Section 1831, Revised Statutes of Utah, 1895, providing that a country school district of the first class shall constitute a high school district, and also endowing Boards of Education of such districts with all powers and duties as provided in Section 1833, Revised Statutes of Utah, 1898," was amended, read the second and third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith John Y. Smith Walton, Williams, Mr. President.

Absent and not voting: Mr. Bullen.

The title of the bill was made the title of the act.

H. B. No. 185, by Mr. Richards, "An Act to amend Section 3, Chapter 71, Laws of Utah, 1905, relating to temporary certificates," was read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams and Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Johnson and Seely.

The title of the bill was made the title of the act.

H. B. No. 118, by Committee on Live Stock, entitled "An Act regulating the shipment of certain live stock and providing for inspection and records of same," was amended, read the third time and passed by the follow-

ing vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hulaniski, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Gardner, Hollingsworth, Johnson, Park, John Y. Smith and Williams.

The title of the bill was made the title of the act.

H. B. No. 265, by Mr. Hansen, entitled "An Act creating a State Board of Horse Commissioners, defining its duties, requiring stallions to be licensed and creating a lien for the service of stallions," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 2; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Park, Rasband, John Y. Smith, Walton, Williams, Mr. President.

Voting in the negative were: Messrs. Miller and Seely.

Absent and not voting: Messrs. Gardner, Johnson, Lawrence and Benner X. Smith.

The title of the bill was made the title of the act.

Senator Hollingsworth was called to the chair.

H. B. No. 275, "An Act creating a State Board of Horticulture, providing for the publication and distribution of its reports, for the appointment of County Horticultural Inspectors, defining their duties, the duties of orchardists, nurserymen and common carriers, making an appropriation for carrying out the provisions of this act, and repealing Chapter 98, Laws of Utah, 1905," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 1; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams.

Voting in the negative: Mr. Benner X. Smith.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Callister, Lawrence and Mr. President.

The title of the bill was made the title of the act.

INTRODUCTION OF BILLS.

S. B. No. 198, by Mr. Hollingsworth, "A Bill for an Act creating the 'State Board of Regents,' defining the manner of the appointment of its members, its powers and duties; making such board supersede and take the place on and after July 1, 1907, of the Board of Regents now having control, government and management of the University of Utah and its colleges, schools, departments and branches and of the Board of Trustees now having the control, government and management of the Agricultural College of Utah, and all of its departments, stations, farms and branches, including the Agricultural Experiment Station of Utah; defining the courses of study to be maintained in the University of Utah and the Agricultural College of Utah and their several colleges, schools and departments; defining the objects of said institutions, their conduct, objects and regulations; and repealing Sections 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2089, 2091, 2095, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2308, 2309, 2310, 2311, 2312, 2314 and 2315, Revised Statutes of Utah, 1898; also Section 2087, Revised Statutes of Utah, 1898, as amended by Chapter 134, Laws of Utah, 1905, and Section 2292, Revised Statutes of Utah, 1898, as amended by Chapter 133, Laws of Utah, 1905, be and the same are hereby repealed," was read the first time and referred to the Committee on Education.

S. B. No. 199, by Mr. Hollingsworth, "An Act making an appropriation for the purpose of representing Utah's agricultural and horticultural products at the 15th National Irrigation Congress to be held in the year 1907 at Sacramento, California," was read the first time and referred to the Committee on Agriculture and Irrigation.

President Love resumed the chair.

On motion of Senator Lawrence the Senate adjourned until 10:30 to-morrow.

FIFTY-NINTH DAY.

Salt Lake City, March 13, 1907.

The Senate was called to order by President Love at 10:30 a. m.

Roll call; quorum present.

Prayer by the Chaplain.

The minutes of the fifty-eighth day's session were read and approved.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 243, by Mr. Fuller, entitled "An Act to establish a State Board of Veterinary Medical Examiners, and to provide for the appointment of members thereof, to regulate the practice of veterinary medicine, veterinary surgery and veterinary dentistry, or any branch thereof; to protect the title or degree upon whom they have been conferred, and engaged in the practice of the same, and to provide penalties for the violation of this act."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 243 was read the first time and referred to the Committee on Public Health.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, H. B. No. 206, by Mr. Clegg, entitled "An Act amending Section 1250, Revised Statutes of Utah, 1898, relating to the sale of liquor on Sunday and during certain hours on other days."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 206 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 129, by Mr. Benner X. Smith, by request, "An Act to amend Section 973, Revised Statutes of Utah, 1898, providing for a collection of fees of County Recorders, as amended by Chapter 47 of the Laws of Utah, 1905."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 129 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 97, by Mr. Clegg, entitled "An Act to amend Section 2655, Revised Statutes of Utah, 1898, as amended

by Chapter 76, Laws of Utah, 1905, relating to the sale of real estate for taxes and the distribution of the proceeds."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 97 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 52, "A Bill regulating the service of certain male animals, and repealing Chapter 5, Title 2, Revised Statutes of Utah, 1898."

The same is returned herewith for transmission to the Governor.

S. B. No. 52 was transmitted to the Governor.

Respectfully,

ALEX BUCHANAN,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 53, "An Act relating to interest upon the loan or forbearance of money, goods or things in action, providing

a legal and a maximum rate of interest and prohibiting the contracting for or taking usurious interest, etc."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 53 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 204, by Mr. Robinson, entitled "An Act amending Section 13, Chapter 107, Laws of Utah, 1905, relating to the compensation and traveling expenses of members of Boards of Education in county school districts of the first class."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 204 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 64, by Mr. Robinson, entitled "An Act to amend Section 2517, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, giving County As-

sessors authority to require statements of taxable property."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 64 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 69, "An Act to amend Section 2516, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, and Section 2547, Revised Statutes of Utah, 1898, defining the duties of assessors."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 69 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 85, "An Act amending Section 1775, Revised

Statutes of Utah, 1898, relating to the apportionment of the school fund."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 85 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 162, "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to City Justices of the Peace and authorizing the City Council to fix the compensation of such justices while exercising civil powers, and that thereupon the fees collected by such justices in civil cases shall be paid to the city treasury."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 162 was transmitted to the Governor.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 12, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to submit the following named appointments, and invite thereto the advice and consent of your honorable body:

As members of the Board of Directors of the Deseret Agricultural and Manufacturing Society for the term of four years:

James G. McDonald, of Salt Lake County.
Maurice K. Parsons, of Salt Lake County.
Thomas H. Smith, of Cache County.
John H. Seely, of Sanpete County.
Robert R. Irvine, of Utah County.
Frank J. Hewlett, of Salt Lake County.
Fred J. Kiesel, of Weber County.
Emma A. Empey, of Salt Lake County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Private Corporations and Insurance, to whom was referred S. B. No. 47, by Mr. Benner X. Smith, entitled "A Bill for an Act to amend Sections 403, 404, 405, 407, 408, 409, 410, 411, 413, 414, 416, 417, 419, 420, 421 and 422, Revised Statutes of Utah, 1898, and to amend Sections 2 and 3 of Chapter 74 of the Laws of Utah, 1901, regulating the insurance business, and to amend Section 965, Revised Statutes of Utah, 1898, as amended by Chapter 60, Laws of Utah, 1901, as amended by Chapter 127, Laws of Utah, 1905, relating to fees to be collected by the Secretary of State, and to enact two new sections to be known as Sections 422-A and 422-B, regulating the transaction of insurance business in this State by foreign and domestic insurance companies and associations," beg leave to report that they have had the bill reprinted with the amendments, and recommend that the bill be passed, as amended.

BULLEN,
Chairman.

Report adopted.

S. B. No. 47 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Private Corporations and Insurance, to whom was referred S. B. No. 66, by Mr. Benner X. Smith, entitled "An Act to amend Section 2441, of the Revised Statutes of Utah, 1898, relating to the appointment and duties of the bank examiner," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

BULLEN,
Chairman.

Report adopted.

S. B. No. 66 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Private Corporations and Insurance, to whom was referred H. B. No. 266, by Mr. Hansen, entitled "An Act providing for the incorporation of mutual fire insurance companies in counties of the State of Utah, against loss and damage by fire, lightning or wind, and providing for the payment of premiums and the collection of losses," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

Chairman.
BULLEN,

Report adopted.

H. B. No. 266 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Mines and Minerals, to whom was referred S. B. No. 65, by Mr. Benner X. Smith, en-

titled "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor," beg leave to report that they have had the same under consideration, and offer the following amendment thereto:

Page 1, line 17, after the word "works," insert the following:

"Provided, That this section shall not be operative in any county where the population exceeds seventy-five thousand, or within one mile of the limits of any incorporated city; nor shall the right of eminent domain be exercised according to this section unless the proposed condemnor has the right to operate by purchase, option to purchase, or easement, as to at least seventy-five per cent of the land acreage owned by persons or coroprations situate within a radius of four miles from the mill, smelter or other works for the reduction of ores."

And, as amended, recommend the bill be passed.

RASBAND,
Chairman.

Report adopted.

S. B. No. 65 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Education, to whom was referred S. B. No. 193, by Mr. Park, entitled "An Act amending Section 1793, Revised Statutes of Utah, 1898, relating to annual teachers' institutes, providing for the creation of a governing board for the holding of county teachers' institutes, for union institutes and for instruction therein," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 193 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 226, by Mr. Dyreng, entitled "An Act to amend Section 1369, Revised Statutes of Utah, 1898, providing that cities of the third class, and towns, may assess a tax for the establishment and maintenance of public libraries and gymnasiums," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 226 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 12, 1907.

Mr. President:

Your Committee on Public Health, to whom was referred H. B. No. 117, by Mr. Marks, entitled "An Act to regulate the practice of optometry in the State of Utah, defining the practice of optometry and providing for the appointment of the Board of Examiners and further providing for the issuing and revocation of licenses and the fixing of a penalty for violation of the provisions of this act," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

WALTON,
Chairman.

Report adopted.

H. B. No. 117 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Private Corporations and Insurance, having had certain matters under consideration, beg

leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 200, entitled "An Act to amend Section 352, Revised Statutes of Utah, 1898, relating to penalties imposed upon corporations not organibzed under the laws of this State, and doing business in this State before complying with the provisions of Section 351, Revised Statutes of Utah, 1898," which said act is herewith presented, and your committee recommends that the same be passed.

BULLEN,
Chairman.

Report adopted.

S. B. No. 200 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 9, 1907.

Mr. President:

Your Committee on Private Corporations and Insurance, to whom was referred S. B. No. 2, by Mr. Benner X. Smith, entitled "An Act to establish an insurance department in and for the State of Utah, and to regulate the insurance companies doing business therein," beg leave to report that they have had the same under consideration, and recommend the following amendments thereto:

1. Amend the title to read as follows: "An Act to establish an insurance department in and for the State of Utah, providing for the appointment of a Commission of Insurance, his qualification, fixing his salary and defining his duties, and to regulate the insurance companies doing business therein."

2. Page 1, commencing with "and shall," in line 17, strike out to and including "1907," in line 18.

3. Page 1, line 19, strike out "four" and insert "two"; also commencing with "from" strike out to and including "date," in line 20, and insert in lieu thereof the following: "or until his successor is appointed and qualified, unless sooner removed by the Governor, who is hereby authorized so to do."

4. Page 1, line 25, strike out "$10,000" and insert in lieu thereof "$15,000."

5. Page 2, commencing with line 16, strike out to and including line 25, and insert in lieu thereof the following:

"Sec. 5. The said Commissioner may appoint a deputy, who shall be known as Deputy Commissioner of Insurance, and he shall be an elector of this State, well versed and experienced in the business of insurance and matters relating thereto, but in no case shall such Deputy Commissioner hold any position as an officer, agent or employee of any insurance company, nor shall he be directly or indirectly interested in any insurance company, except as a policy holder. His appointment shall be evidenced by a certificate thereof, under the official seal of the said commissioner, and he shall continue in office during the pleasure of the commissioner, and before entering upon the duties of his office, shall give bond, as the commissioner shall prescribe, and shall take oath of office hereinbefore prescribed for the commissioner."

6. Page 4, line 28, commencing with "commissioner," strike out to and including "auditor," in line 29, and insert in lieu thereof the following: "State Auditor after an itemized statement thereof has been presented to and allowed by the State Board of Examiners."

7. Page 4, line 35, strike out "$2000" and insert "$2500."

8. Page 5, line 1, strike out "$1500 per annum" and insert "paid by the Commissioner of Insurance out of his salary."

9. Page 5, strike out lines 4 and 5.

And, as amended, recommend the bill be passed.

BULLEN,

Chairman.

Report adopted.

S. B. No. 2 was read the second time.

COMMUNICATIONS.

OFFICE OF CHARLES S. TINGEY,
SECRETARY OF STATE,
Salt Lake City, March 12, 1907.

To the Senate:

I am directed by the State Board of Examiners to return to your honorable body S. C. No. 13, being the claim of Tooele County in the sum of $5.08 for taxes of 1904, erroneously paid the State in 1905, and to advise you that the board has approved the claim for $5.06, with the recommendation that an appropriation be made therefor.

Respectfully,
C. S. TINGEY,
Secretary State Board of Examiners.

Communication filed.

S. C. No. 13 was referred to the Committee on Appropriations and Claims.

OFFICE OF CHARLES S. TINGEY,
SECRETARY OF STATE,
Salt Lake City, March 12, 1907.

To the Senate:

I am directed by the State Board of Examiners to return to your honorable body S. C. No. 14, being the claim of Tooele County for one 200 leaf assesment roll for the year 1906, and to advise you that the board has approved the claim for $23.00, with the recommendation that an appropriation be made therefor.

Respectfully,
C. S. TINGEY,
Secretary State Board of Examiners.

Communication filed.

S. C. No. 14 was referred to the Committee on Appropriations and Claims.

REPORT OF SPECIAL COMMITTEE.

Mr. President:

Your Special Committee on State Lands, appointed under resolution of February 27th, 1907, beg leave to report that under the authority of said resolution they have examined into the charges made and subpoenaed witnesses and taken testimony under oath, and we now find the following facts:

That on the 20th of July, 1906, part of Section 34, Township 2 North, Range 1 East, was unoccupied, government land and subject to selection by any citizen through the State Land Office, to be purchased as provided by law. This property will be hereafter referred to as the Sorensen land.

It appears from the evidence that this land has been surveyed and was open and subject to entry for several years prior to this date. That a few days previous to July 20th, 1906, one Muller examined the plats in the State Land Office for the purpose of ascertaining whether this land was open for purchase and that he was shown the plats by an employee of the office, one Harry Anderson. It further appears from the evidence that Frank B. Stephens, acting as attorney for Muller, on the 19th day of July, 1906, again inspected the plats, for the purpose of ascertaining whether the same could be selected and purchased, as provided by law, and that he was shown the plats by said Anderson, and so far as the records of the State Land Office were concerned, the same was open for selection. That thereupon said Stephens secured from the State Land Office forms for contracts of purchase and had the same executed by one Doscher, who was acting for Muller in making the selection. The application with a check accompanying the same, was sent to the State Land Office on the 21st or 22nd of July, 1906.

It further appears from the evidence that one P. A. Sorensen, who is a brother-in-law of said Anderson, executed before said Anderson as a notary public, on the 20th of July, 1906, an application to purchase part of the

same land applied for by Doscher. It appears from the evidence that the applications of both parties came into the hands of said Anderson, and that it was the usual practice of said office that said applications would be placed in his hands. There is no record on either of said applications showing which was received first, nor showing when either of the same was received. The records of the office, however, show that the money on the Sorensen application was accounted for on the 21st of July and that on the Doscher application on the 23rd of July, 1906. The only record of the filing of the Sorensen application is on July 26th; the Doscher application was returned with an endorsement thereon to the effect that the land had already been applied for. It appears that both of the applications come into the hands of Anderson. That he took the same to the United States Land Office, as was the custom, and there found that there were no filing in said office affecting the right to select, and he so indicated on each of the applications. It further appears that on the 23rd of July, 1906, Sorensen filed his application for a homestead upon the same property in the United States Land Office. It further appears that an applicant to purchase lands through State selection may be defeated in acquiring the lands by a person homesteading or filing a desert entry upon the same lands, and that a person can protect his right of selection by so doing, or can defeat the right of selection by a person prior in time.

Anderson denies that he informed Sorensen, his brother-in-law, of the inquiries that had been made in reference to this selection. Sorensen denies that he received any information from Anderson, although he admits that Anderson swore him to his application and exhibited to him the maps of the land at the time of making the same. Sorensen owned no other land in this vicinity and stated that he applied to purchase the same for an investment.

Howere, the following appears to be sustained by the evidence of competent witnesses: That shortly after Sorensen homesteaded the land in the United States Land Office, inquiry was made by Mr. Dunn of that office from Anderson in reference to a deficiency in the fees which

had been left with the homestead entry, and that Anderson referred Dunn to a telephone number where Sorensen was found; that a few days afterwards when Dunn advised Anderson that sufficient money had been paid to complete the homestead entry and that a receipt had been sent to Sorensen, Anderson requested Dunn not to say anything further about the matter. It further appears from the evidence of Mr. Wooley, an employee of the United States Land Office, that shortly after the homestead entry of Sorensen. Anderson told Wooley during a conversation with him at the United States Land Office, in substance, that he had put his brother-in-law Sorensen on to the land and that he (Sorensen) would have to divvy up with him.

In view of the relationship of the parties and the fact that this land had remained open for selection for a long time and that the same was filed on by Sorensen the day after the inquiry had been made at the State Land Office of Anderson, and in view of the statements made by Anderson to Dunn and Wooley, the committee are forced to the conclusion that Anderson disclosed to Sorensen the fact that parties intended to select said land, and had Sorensen made the selection for the purpose of interfering with a bona fide applicant, and for his personal profit and advantage.

What is known as the Garns entry was investigated by your committee, and it appears from the evidence that some time in the spring of 1906, one Thomas, who was an employee of the State Land Board at that time, wrote to Garns a letter of inquiry in reference to lot 23, Section 3, Township 21 South, Range 16 East, in the vicinity of which Garns lived; that Thomas wrote to Garns for the purpose of acquiring information in reference to said land, and that if the same was desirable, he and Anderson intended to select the same. Garns did not reply to the letter, but on or about the 19th day of March, 1906, he forwarded his application to purchase through the State said lot 23, and paid a part of the purchase price.

It further appears from the evidence that Anderson, for the purpose of preventing Garns from obtaining the advantage of his application to select, he (Anderson), on

the 17th of December, 1906, attempted to homestead the same in his own name and for his own benefit, but that having exhausted his rights to homestead and still with the intention of defeating the Garns entry, he applied to and obtained one of his personal friends, one Pascoe, to file a homestead entry upon the same; that the same was done by Pascoe wholly in the interest of Anderson, Anderson furnishing and paying the fees required to make said homestead entry, and that he obtained and caused said entry to be made for the express purpose of defeating the Garns entry and acquiring the land himself.

It further appears from the evidence that in the Doscher entry Anderson was accused of giving his brother-in-law Sorensen information in reference thereto and causing him to make the entry, and this accusation was brought to the notice of William J. Lynch, the President of the State Land Board, on or about the 1st day of August, 1906, by one Gibbs, who stated in substance the facts to said Lynch and that the claim was made that Anderson had caused the Sorensen entry to be filed, based upon his information that other parties were about to apply for the land. It appears from the evidence that Lynch had a conversation with Anderson in reference to the matter; that Anderson denied all connection therewith and that Lynch did not lay the matter before the Land Board or make any other or further examination or investigation whatsoever.

In reference to the Garns entry it appears from the evidence that on or about the 20th of January, 1907, Judge W. C. Hall, acting as attorney for Garns, made a complaint to W. D. Candland, a member of the board, in regard to Anderson's interference in the matter, and that Anderson in substance admitted to Candland that he had made the entry for the purpose of defeating Garns; that the complaint was referred to in a meeting of the State Land Board on or about the 7th of February, 1907, but that no action was taken thereon at that time, or any other time; that after Judge Hall laid the Garns objections before the board on the 16th of February, 1907, Anderson secured from the parties making the homestead entries upon the Garns land a relinquishment of the same, and

that the same was delivered to Judge Hall by Mr. Senior, the attorney for Anderson, who testified that it was not delivered upon condition that the charges would be withdrawn by Judge Hall.

It further appears from the evidence that both of these complaints were laid before three members of the board on or about February 16th, 1907, and that the board agreed to call a meeting to consider the same, and that they did, on the 26th of February, 1907, call a meeting, but that no investigation was made and said meeting was adjourned for the reason that a member of the board was absent, and that adjournment was had until the 5th day of March, 1907, and there is no evidence before the committee that the board at any time has investigated or acted upon either of these charges.

So far as the committee is advised, there is nothing in the law prohibiting a member or employee of the Board of Land Commissioners from acquiring State lands in the ordinary and usual way. But in our opinion, it is a serious violation of public duty and contrary to the duty and trust owing by employees and officers of the public, that an officer or an employee of the State Land Board should use or disclose information received by him as to the intentions of citizens to make selections or purchase public lands and either himself or through another cause prior selections to be made or homesteads to be filed on the same for his personal benefit and for the purpose of defeating the application of citizens desiring to purchase. And the committee is of the opinion that Anderson is guilty as charged of the above violations of public duty, and that the individual members of, and that the State Land Board as a board should have, when informed of such charges, made a thorough investigation thereof, and taken such steps as to avoid in the future the repetition of the same.

The committee is further of the opinion that the Legislature should by law require that the State Board of Land Commissioners should upon the receipt of all applications immediately indicate thereon the exact time of the receipt thereof, so that such applications as receive priority by reason of time could not be defeated.

We are further of the opinion that some provision should be made looking to the punishment of members or employees of the State Land Board who for their personal gain, or with the intent to interfere with the acquiring of State lands by citizens, disclose the information that they receive in their official capacity and cause other parties to select said lands or homestead the same.

Your committee is further of the opinion that neither the members of the board nor employees of the office should be permitted, while such, to either directly or indirectly acquire any of the public lands of the State, or any interest therein. This would seem to be a wise provision in view of the fact that the State Board is the selling agency of the State, and neither the selling agency nor the individual members thereof should be permitted to buy from themselves.

Your committee is further of the opinion that Section 17, Chapter 64, Laws of 1899, as amended by Chapter 35, Laws of 1901, should be amended so as to prohibit the State Board from accepting relinquishments of homestead entries of persons who have filed the same after an application had been filed by other persons with the board for the selection or purchase of the same lands, or any part thereof.

E. T. HULANISKI,
Chairman.

GEO. N. LAWRENCE.

March 12, 1907.

Report adopted and the Special Committee discharged.

PRESENTATION OF SENATE CLAIMS.

S. C. No. 17, presented by Mr. Lawrence: Claim for refund of money paid for school land, for $3,489.19.

S. C. No. 18, presented by H. Bullen, Jr.: Claim for refund of money paid for school land, for $384.57.

S. C. No. 19, presented by H. Bullen, Jr.: Claim for refund of money paid for school land, for $435.80.

S. C.'s Nos. 17, 18 and 19 were referred to the State Board of Examiners.

UNFINISHED BUSINESS.

H. B. No. 173, by Mr. Benson, entitled "An Act defining and classifying transient stock and providing for the assessment, collection and distribution of taxes on the same, providing penalties for violation of its provisions, and repealing Chapter 105, Session Laws of Utah, 1901," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Johnson, Park, Benner X. Smith and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 138, by Mr. Lawrence, entitled "An Act amending Section 3302, of the Revised Statutes of Utah, 1898, relating to appeals to the Supreme Court," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miler, Rasband, Seely, Benner X. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Callister, Johnson, Park, John Y. Smith and Williams.

The title of the bill was made the title of the act.

S. B. No. 188, by Mr. Williams, entitled "An Act amending Section 2309, Revised Statutes of Utah, relating to instruction in the University of Utah, providing entrance and tuition fees, and prohibiting religious or political tests," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Lawrence, Miller, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Callister, Hulaniski, Johnson, Park, Benner X. Smith, John Y. Smith and Williams.

The title of the bill was made the title of the act.

S. B. No. 174, by Mr. Gardner, "A Bill for an Act prohibiting the sale or use of any spring or trap gun within the State of Utah, and providing a penalty therefor," was amended, read the third time and failed to pass by the following vote: Ayes, 8; nays, 7; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Walton, Mr. President.

Those voting in the negative were: Messrs. Brinkerhoff, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith.

Absent and not voting: Messrs Johnson and John Y. Smith.

Mr. Benner X. Smith gave notice that to-morrow he would give notice to reconsider the vote by which S. B. No. 174 was defeated.

S. B. No. 173, by Mr. Bullen, entitled "An Act providing that instruction in the Agricultural College shall

be free to residents and providing an entrance fee to residents and non-residents," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Johnson, Benner X. Smith, John Y. Smith, Walton and Williams.

The title of the bill was made the title of the act.

H. B. No. 246, by Mr. Robinson, entitled "An Act to amend Section 2117, Revised Statutes of Utah, 1898, relating to the education of deaf, dumb and blind children," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Mr. President.

Absent and not voting: Messrs. Johnson, Park, Benner X. Smith, John Y. Smith, Walton and Williams.

The title of the bill was made the title of the act.

H. B. No. 217, by Mr. Marks, entitled "An Act to amend Section 1936, Revised Statutes of Utah, 1898, as amended by Chapter 127, Laws of Utah, 1901, providing for an estimate, levy, rate and collection of a tax for city school purposes," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 3; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Lawrence, Miller, Park, Rasband, Benner X. Smith, Walton, Mr. President.

Those voting in the negative were: Messrs Gardner, Hulaniski and Seely.

Absent and not voting: Messrs. Johnson, John Y. Smith and Williams.

The title of the bill was made the title of the act.

On motion of Senator Miller the Senate took a recess until 2 p. m.

REGULAR SESSION RESUMED.

The Senate was called to order at 2 p. m.

THIRD READING OF BILLS.

S. B. No. 90, by Mr. Hulaniski, entitled "An Act to amend Sections 1, 5, 6, 10, 11, 13 and 14, of Chapter 137, Laws of Utah, 1903, and to regulate the practice of barbering, the registering and licensing of persons to carry on such practice, and to insure the better education of persons to carry on such practice, and to insure the better education of practitioners, and to insure better sanitary conditions in barber shops, and to prevent the spreading of disease in the State of Utah," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Miller, Park, Benner X. Smith and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 189, by Mr. Clegg, entitled "An Act amending Section 4224, Revised Statutes of Utah, 1898, provid-

ing that parents and guardians of any child under sixteen years of age, who wilfully fails to perform certain duties as provided by law, shall be guilty of an offense and providing fine and imprisonment for the violation of this act," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Rasband, Seely John Y. Smith, Mr. President.

Absent and not voting: Messrs. Miller Park, Benner X. Smith, Walton and Williams.

The title of the bill was made the title of the act.

S. B. No. 187, by Mr. Benner X. Smith, entitled "An Act to amend Section 277, Revised Statutes of Utah, 1898, relating to special taxes," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Lawrence and Williams.

The title of the bill was made the title of the act.

SPECIAL ORDER.

S. B. No. 138, which was made a special order for 3 p. m., was deferred until to-morrow at 3 p. m.

H. B. No. 87, by Mr. Pederson, entitled "An Act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violation of the provisions hereof," was amended, read the third time and passed by the

following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Miller and Williams.

The title of the bill was made the title of the act.

H. B. No. 263, by Mr. Robinson, entitled "An Act amending Section 4423, Revised Statutes of Utah, 1898, with reference to injuries to railroads," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen and Williams.

The title of the bill was made the title of the act.

H. B. No. 274, by Mr. Kuchler, entitled "An Act amending Section 2102, Revised Statutes of Utah, 1898, relating to the Utah School for the Blind and defining its objects and purposes and providing a circulating library for the blind of the State," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Park, Rasband, Seely, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Lawrence, Miller, Benner X. Smith, Williams.

The title of the bill was made the title of the act.

H. B. No. 223, by Mr. Marks, entitled "An Act providing the City Court in cities of the first class with a stenographer," was amended, read second and third times and passed by the following vote: Ayes, 11; nays, 0; absent and not voting, 7.

Those voting in the affirmative were: Messrs. Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Gardner, Lawrence, Miller, Seely and Williams.

The title of the bill was made the title of the act.

H. B. No. 262, by Mr. Robinson, entitled "An Act amending Section 4327, Revised Statutes of Utah, 1898, defining the word 'building,'" was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Lawrence, Walton and Williams.

The title of the bill was made the title of the act.

H. B. No. 174, by Mr. Benson, entitled "An Act to amend Section 2428, Revised Statutes of Utah, 1898, as amended by Chapter 67, Laws of Utah, 1899, relating to the duties of the State Treasurer," was amended, read the third time and passed by the following vote: Ayes, 11; nays, 0; absent and not voting, 7.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Lawrence, Benner X. Smith, John Y. Smith, Walton and Williams.

The title of the bill was made the title of the act.

H. B. No. 164, by Mr. Randall, entitled "An Act amending Sections 1 and 14, Chapter 112, Laws of Utah, 1901, entitled 'An Act to create and organize a Municipal Court in certain cities, and to define the powers and duties and jurisdiction thereof, and making the judge of said court ex-officio Justice of the Peace of said cities, and ex-officio Justice of the Peace of precincts, embraced in said cities,'' was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting:,Messrs. Brinkerhoff, Bullen, Lawrence and Williams.

The title of the bill was made the title of the act.

H. B. No. 132, by Mr. Randall, entitled "An Act to amend Section 1244, Revised Statutes of Utah, 1898, relating to the rate and time for which liquor licenses may be granted,'' was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff Bullen, Lawrence and Williams.

The title of the bill was made the title of the act.

H. B. No. 77, by Mr. Fuller, entitled "An Act amending Section 1, Chapter 43, Laws of Utah, 1899, as amended by Chapter 84, Laws of Utah, 1903, as amended by Section 2, Chapter 56, Laws of Utah, 1905, relating to present ownership maps,'' was amended, read the third time and

passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Hulaniski, Lawrence, Williams.

The title of the bill was made the title of the act.

H. B. No. 220, by Mr. Marks, entitled "An Act providing for the payment of witness fees in civil cases in City Courts and in Municipal Courts," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Gardner, Benner X. Smith, Williams.

The title of the bill was made the title of the act.

H. B. No. 117, by Mr. Marks, entitled "An Act to regulate the practice of optometry in the State of Utah, defining the practice of optometry and providing for the appointment of the Board of Examiners and further providing for the issuing and revocation of licenses and the fixing of a penalty for violation of the provisions of this act," was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Park, Rasband, Seely, Walton, Mr. President.

Absent and not voting: Messrs. Lawrence, Miller, Benner X. Smith, John Y. Smith, Williams.

The title of the bill was made the title of the act.

H. C. R. No. 4, for H. J. R. No. 6, "In reference to the pension claim of Mrs. Patience L. Moses Archer of Pleasant Grove, Utah," was amended, read the third time and passed by the following vote: Ayes, 10; nays, 4; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Park, Rasband, Seely, John Y. Smith, Walton.

Those voting in the negative were: Messrs. Gardner, Lawrence, Benner X. Smith and Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Miller, Williams.

H. B. No. 138, entitled "An Act providing for a system of State highways, also a State Highways Building Fund and the distribution of the same to the several counties of the State; also providing for the duties of the State Engineer and the County Commissioners for the furtherance of good roads, and repealing Chapter 125, Laws of Utah, 1903," was amended, read the third time and passed by the following vote: Ayes, 15; nays, 2; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Those voting in the negative were: Messrs. Brinkerhoff and Seely.

Absent and not voting: Mr. Williams.

The title of the bill was made the title of the act.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Live Stock, having had certain matters under consideration, beg leave to report that they

have incorporated said matters and the draft of a bill, S. B. No. 202, entitled "An Act amending Section 4456, Revised Statutes of Utah, 1898, relating to the arrest of any persons violating Chapter 52 of said laws, relating to cruelty to animals, and providing for the seizure of all animals in custody of the persons arrested," which said act is herewith presented, and your committee recommends that the same be passed.

CLEGG,
Chairman.

Report adopted.

S. B. No. 202 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred H. B. No. 286, by Mr. Bowns, entitled "An Act protecting every citizen in the enjoyment of personal rights," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. Strike out lines 1 to 4, inclusive.

2. Strike out all of Section 2.

3. Line 9, after the word "Constitution," add "of this State or of the United States."

4. In line 16, change "Section 3" to "Section 2."

And, as amended, recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

H. B. No. 286 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 196, by Mr. Benner X. Smith, entitled "An Act amending Section 1944, Revised Statutes of Utah, 1898, relating to the canvass of the ballots cast at a bond election, making returns thereof, filing statements relating thereto in the County Clerk's office, issuing bonds and providing a tax for interest thereon and redemption thereof, and limiting the amount of bonds that may be issued," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 196 was read the second time. ,

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Education, to whom was referred H. B. No. 169, by Mr. Richards, entitled "An Act providing for the retirement of public school teachers," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

H. B. No. 169 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:.

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 195, by Mr. Benner X. Smith, entitled "An Act amending Section 1883, Revised Statutes of Utah, 1898, relating to calling elections to vote upon proposals to issue school district bonds," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 195 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred H. B. No. 228, by Mr. Dyreng, entitled "An Act to amend Section 487, Revised Statutes of Utah, 1898, providing the manner in which disputes regarding county boundary lines may be finally settled," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

H. B. No. 228 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred H. B. No. 72, by Committee on Highways and Bridges, entitled "An Act providing an annual road poll tax; specifying who shall be liable and the manner

of collecting and expending the said tax; also repealing Sections 1743, 1745, 1746, 1747, 1748, 1749, 1750 and 1751, Revised Statutes of Utah, 1898, and Section 1744, Revised Statutes of Utah, 1898, as amended by Chapter 15, Laws of Utah, 1901, relating to poll tax," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted.

H. B. No. 72 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred H. B. No. 133, by Mr. Randall, entiled "An Act establishing a Board of Park Commissioners in cities of the second class having over fifteen thousand inhabitants in Utah; to define its powers and duties; and authorizing such cities to create such board and to make appropriations therefor," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

H. B. No. 133 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 155, by Mr. Hulaniski, entitled "An Act amending Section 215, Revised Statutes of Utah, 1898, providing for the terms of appointive officers in cities and fixing the terms of officers and members of the Police and Fire Departments of cities and their removal for cause," beg leave to report that

they have had the same under consideration, and recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

S. B. No. 155 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 182, by Mr. Johnson, entitled "An Act making appropriation for certain highways in Piute County," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted.

S. B. No. 182 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred H. B. No. 211, by Mr. Dean, entitled "An Act providing a penalty for interfering with the flow of water while under the regulation of the Water Commissioners," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

H. B. No. 211 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Highways and Bridges, to whom was referred S. B. No. 191, by Mr. Walton, entitled "An

Act making an appropriation for the improvement and building of roads and bridges in Rich County," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted.

S. B. No. 191 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred H. B. No. 212, by Mr. Dean, entitled "An Act to provide that District Supervisors and Water Commissioners before entering on their duties shall give a bond to the State," beg leave to report hat they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

H. B. No. 212 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Agriculture and Irrigation, to whom was referred S. B. No. 199, by Mr. Hollingsworth, entitled "An Act making an appropriation for the purpose of representing Utah's agricultural and horticultural products at the 15th National Irrigation Congress to be held in the year 1907 at Sacramento, California," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

GARDNER,
Chairman.

Report adopted.

S. B. No. 199 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred H. B. No. 160, by Mr. Clegg, entitled "An Act to amend Sections 1 and 2, Chapter 77, Laws of Utah, 1905, authorizing cities of the first and second classes to issue scrip against the funds to be raised by special taxes and to dispose of such scrip, and providing for the manner of issuing the same, and the enforcement and redemption thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

H. B. No. 160 was read the second time.

INTRODUCTION OF BILLS.

S. B. No. 201, by Mr. Bullen, "A Bill for an Act amending Section 2087, of the Revised Statutes of Utah, 1898, as amended by Chapter 134, Laws of Utah, 1905, describing and limiting the courses of instruction in the Agricultural College," was read the first time and referred to the Committee on Education.

S. B. No. 203, by Mr. Park, "A Bill for an Act appropriating the sum of $600 to Ware and Treganza, architects, for services in preparing detail sketches, plans, elevations, perspective and detail estimate for State Armory Building," was read the first time and referred to the Committee on Appropriations and Claims.

S. B. No. 204, by Mr. Walton, "A Bill for an Act creating a commission to represent the State of Utah at the Alaska-Yukon-Pacific Exposition, at Seattle, in the year 1909; to define its powers and duties, and to make an appropriation therefor," was amended, read the first time and referred to the Committee on Appropriations and Claims.

S. B. No. 205, by Mr. Walton, "A Bill for an Act creating a commission to represent the State of Utah at the Jamestown Tercentennial Exposition at Norfolk, Va., in the year 1907; to define its powers and duties, and to make an appropriation therefor," was read the first time and referred to the Committee on Appropriations and Claims.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 13, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to submit the following named appointments, and ask thereto the advice and consent of your honorable body:

As members of the State Board of Medical Examiners, for the term of two years:

Dr. D. C. Budge, of Cache County.

Dr. A. S. Condon, of Weber County.

Dr. Charles L. Olsen, of Salt Lake County.

Dr. A. C. Ewing, of Salt Lake County.

Dr. Elias S. Wright, of Salt Lake County.

Dr. F. E. Straup, of Salt Lake County.

Dr. R. W. Fisher, of Salt Lake County.

As members of the State Board of Examiners of Barbers, for the term of one year, Perley A. Hill, of Salt Lake County; for the term of two years, Wm. M. Piggott, of Weber County; for the term of three years, Dr. C. M. Benedict, of Salt Lake County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE SESSION.

The Senate at this time went into executive session.

REGULAR SESSION RESUMED.

Upon regular session being resumed the President announced that the Senate had confirmed the following appointments made by the Governor:

As members of the Board of Directors of the Desert Agricultural and Manufacturing Society for the term of four years:

James G. McDonald, of Salt Lake County.

Maurice K. Parsons, of Salt Lake County.

Thomas H. Smith, of Cache County.

John H. Seely, of Sanpete County.

Robert R. Irvine, of Utah County.

Frank J. Hewlett, of Salt Lake County.

Fred J. Kiesel, of Weber County.

Emma A. Empey, of Salt Lake County.

As members of the State Board of Equalization for the term of four years:

O. J. Salisbury, of Salt Lake County.

John Watson, of Weber County.

As members of the State Board of Equalization for the term of two years:

J. J. Thomas, of Salt Lake County.

R. R. Tanner, of Beaver County.

As members of the Board of Trustees of the State School for the Deaf:

John W. F. Volker, of Weber County, for the unexpired term ending February 28, 1909.

Mrs. A. B. Corey and Isaac L. Clark, of Weber County, for the term of six years.

As members of the State Board of Examiners of Barbers:

For the term of two years, Wm. M. Piggott, of Weber County.

For the term of three years, Dr. C. M. Benedict, of Salt Lake County.

On motion of Mr. Benner X. Smith the Senate took a recess until 8 p. m. this evening.

Regular session resumed.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 11, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected by roll call vote S. B. No. 171, by Mr. Park, entitled "An Act proposing amendments to Sections 2 and 4 of Article X of the Constitution of the State of Utah, relating to the public school system, the maintenance of high schools, and to the consolidation of the Agricultural College of Utah with the University of Utah of and confirming and perpetuating unto the said University of Utah and its several colleges and schools all the rights, immunities, franchises and endowments heretofore granted or conferred unto the Agricultural College of Utah and the University of Utah."

The same is herewith returned.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected by roll

call vote S. B. No. 161, by Judiciary Committee, "An Act to annul and dismiss actions commenced in Justices' Courts prior to January 5, 1903, which are not prosecuted to judgment before September 1, 1907."

The same is returned herewith.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 255, by Mr. Robinson, "An Act to amend Section 795 of the Revised Statutes of Utah, 1898, relating to the appointment of registry agents."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 255 was read the first time and referred to Committee on Elections.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 57, by Mr. Seely, "An Act regulating the manufacture and sale of butter and requiring all wrappers or packages of butter to be marked with the name and address of the manufacturer, and weight of same and providing penalties for the violation thereof."

The same is returned herewith.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 79, by Mr. Hulaniski, "An Act defining the boundary lines of Ogden City, and repealing all laws in conflict therewith."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 79 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, on roll call vote, S. B. No. 121, by Mr. Hollingsworth, "An Act allowing District Attorneys their actual and necessary contingent office expenses."

The same is returned herewith.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 110, by Mr. Lawrence, "An Act to amend Sections 31 and 32, Chapter 25, Laws

call vote S. B. No. 161, by Judiciary Committee, "An Act to annul and dismiss actions commenced in Justices' Courts prior to January 5, 1903, which are not prosecuted to judgment before September 1, 1907."

The same is returned herewith.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 255, by Mr. Robinson, "An Act to amend Section 795 of the Revised Statutes of Utah, 1898, relating to the appointment of registry agents."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 255 was read the first time and referred to Committee on Elections.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 57, by Mr. Seely, "An Act regulating the manufacture and sale of butter and requiring all wrappers or packages of butter to be marked with the name and address of the manufacturer, and weight of same and providing penalties for the violation thereof."

The same is returned herewith.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 79, by Mr. Hulaniski, "An Act defining the boundary lines of Ogden City, and repealing all laws in conflict therewith."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 79 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 12, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, on roll call vote, S. B. No. 121, by Mr. Hollingsworth, "An Act allowing District Attorneys their actual and necessary contingent office expenses."

The same is returned herewith.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 110, by Mr. Lawrence, "An Act to amend Sections 31 and 32, Chapter 25, Laws

of Utah, 1903, prohibiting the sale of foods below the standard of purity or that are impure, unwholesome, adulterated or misbranded, and to provide penalties for the violation thereof."

The same is returned herewith.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 256, by Mr. Robinson, "An Act to amend Chapter 17, Section 302, Sub-Section 8, Revised Statutes of Utah, 1898, as amended by the Laws of Utah of 1903, relating to towns."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 256 was read the first time and referred to the Committee on County and Municipal Corporations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 54, substitute for H. B. No. 54, by Mr. Tolton, "An Act amending Section 4233, Revised Statutes of Utah, 1898, prohibiting noisy and other amusements on Sunday and Memorial Day, and providing a penalty for the violation thereof."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 54 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. J. R. No. 11, by Committee on Claims and Public Accounts, for refund of State land money to William Gibson.

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. R. No.11 was read the first time and referred to the Committee on Appropriations and Claims.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. J. M. No. 8, by Mr. Miller, "Memorial to Congress of the United States asking that the Grand River between Moab City and Cisco and Moab City and Green River Station be dredged."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. M. No. 8 was read the first time and referred to the Committee on Federal Relations.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 43, by Mr. Nephi U. S. C. Jensen, entitled "An Act amending Section 3669, Revised Statutes of Utah, 1898, as amended by Section 3669, Chapter 92, Session Laws of 1908, relating to change of venue in cases pending before Justices of the Peace."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 43 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 165, by Judiciary Committee, "An Act to punish champerty and maintenance in Justices' Courts and providing a penalty for violation thereof, and providing an attorney's fee to be taxed as costs in such cases."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 165 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B.

No. 166, by Judiciary Committee, "An Act to amend Section 3650 of the Revised Statutes of Utah, 1898, relating to certiorari and providing for writs of certiorari from District Courts to Justices' Courts in all cases where judgment has been taken upon exparte hearing or default."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 166 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 13, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 61, by Mr. Benner X. Smith, "An Act amending Section 3683 of the Revised Statutes of Utah, 1898, relating to the service of summons from Justice's Courts, as amended by Chapter 70 of the Laws of Utah, 1899, and as amended by Chapter 93 of the Laws of Utah, 1905."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 61 was referred to the Committee on Engrossed and Enrolled Bills.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Private Corporations and Insurance, to whom was referred H. B. No. 112, by Mr. Cot-

tam, entitled "An Act amending Chapter 88, Laws of Utah, 1905, entitled 'An Act in relation to the making of false representation in writing by a person or corporation or association, of his or its assets or financial responsibility for the purpose of obtaining credit therein, and providing a penalty therefor," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

H. BULLEN, JR.,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 86, by Mr. Hollingsworth, entitled "An Act to amend Section 273 of the Revised Statutes of Utah, 1898, as amended by Laws of Utah, Chapter 131, page 153, concerning notice of intention to levy local assessments in cities," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

BENNER X. SMITH,
Chairman.

Report was not adopted.

S. B. No. 86 was read the second time and placed at the foot of the calendar.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 194, by Mr. Benner X. Smith, entitled "An Act making an appropriation for certain streets in Salt Lake City," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

BENNER X. SMITH,
Chairman.

Report was not adopted.

S. B. No. 194 was read the second time and placed at the foot of the calendar.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 119, by Mr. Hollingsworth, entitled "An Act repealing Section 2051, Revised Statutes of Utah, 1898, as amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of District Judges and District Attorneys," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSORTH,
Chairman.

Report adopted.

S. B. No. 119 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 118, by Mr. Walton, entitled "An Act providing for an annual convention of health officers and the payment of their actual and necessary traveling expenses," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSORTH,
Chairman.

Report adopted.

S. B. No. 118 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 103, by Mr. Benner X. Smith, entitled "An Act to amend Section 3, Chapter 45, Laws of Utah, 1899, and defining the duties and powers of the Board of Health in respect to the abatement of nuisances," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSORTH,
Chairman.

Report adopted.

S. B. No. 103 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

We, a majority of your Committee on Mines and Minerals, to whom was referred H. B. No. 69, by Mr. Hone, entitled "An Act to amend Section 1337, Revised Statutes of Utah, 1898, relating to employees in mines, smelters and factories," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
GARDNER,
B. X. SMITH.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

We, a minority of your Committee on Mines and Minerals, to whom was referred H. B. No. 69, by Mr. Hone, entitled "An Act to amend Section 1337, Revised Statutes of Utah, 1898, relating to employees in mines,

smelters and factories," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

RASBAND,
BULLEN.

Majority report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred H. B. No. 230, by Mr. Clegg, entitled "An Act amending Section 2626, Revised Statutes of Utah, 1898, authorizing private sale during period of redemption of county's interest in property sold for delinquent taxes," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

BENNER X. SMITH,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred H. B. No. 104, by Mr. Kuchler, entitled "An Act amending Section 644, Revised Statutes of Utah, 1898, defining the duties of County Surveyor," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

BENNER X. SMITH,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to whom was referred S. B. No. 157, by Mr. Wil-

liams, entitled "An Act amending Section 4261, Revised Statutes of Utah, 1898, defining gambling and providing a penalty therefor," beg leave to report that they have had the same under consideration and recommend the bill be not passed.

BENNER X. SMITH,
Chairman.

Report not adopted.

S. B. No. 157 was read the second time and placed at foot of calendar.

SENATE COMMITTEE ROOM,
Salt Lake City, March 13, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 160, by Judiciary Committee, entitled "An Act to prohibit persons, firms or corporations from making contracts of champerty and maintenance or engaging in the business of soliciting and maintaining litigation in the courts of this State, and providing a penalty for the violation thereof," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 160 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE CLAIM.

S. C. No. 20, by Mr. Hollingsworth, from residents of Davis and Weber counties, for $1,229.39, for refund on school lands, was presented and referred to the State Board of Examiners.

THIRD READING OF BILLS.

S. B. No. 193, by Mr. Park, entitled "An Act amending Section 1793, Revised Statutes of Utah, 1898, relating

to annual teachers' institutes, providing for the creation of a governing board for the holding of county teachers' institutes, for union institutes and for instruction therein," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Cal lister, Clegg, Gardner, Hollingsworth, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullent, Hulaniski, Johnson, Park and Williams.

The title of the bill was made the title of the act.

S. B. No. 65, by Mr. Benner X. Smith, entitled "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 4; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Williams, Mr. President.

Those voting in the negative were: Messrs. Bullen, Gardner, Seely and Walton.

Absent and not voting: Messrs. Brinkerhoff and Johnson.

The title of the bill was made the title of the act.

Senator Walton was called to the chair.

S. B. No. 2 was amended and read the third time and, on motion of Mr. Lawrence, S. B.'s Nos. 2, 47 and 66 were laid on the table until to-morrow.

On motion of Mr. Williams the Senate adjourned to meet at 10 o'clock to-morrow.

SIXTIETH DAY.

Salt Lake City, March 14, 1907.

The Senate was called to order by President Love at 10:00 a. m.

Roll call; all Senators present.

Prayer by the Chaplain.

The minutes of the fifty-ninth day's session were read, amended and approved.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

To the Honorable S. H. Love,
President of the Senate.

Dear Sir: I have the honor to submit the following named appointments, and ask thereto the advice and consent of your honorable body:

As Fish and Game Commissioner for the term of two years, H. B. Cromar, of Salt Lake County.

As Food and Dairy Commissioner for the term of two years, John Peterson, of San Pete County.

As State Chemist for the term of two years, Herman Harms, of Salt Lake County.

As Commissioner of Statistics, until expiration of term in 1909, F. W. Price, of Salt Lake County.

As Member of the Board of Labor, Conciliation and Arbitration for the term of four years, and Chairman of the Board, Arthur Parsons, of Salt Lake County.

As members of the Board of Trustees of the State Industrial School, for the term ending in 1911, H. S. Joseph, of Salt Lake County.

For the unexpired term ending in 1909, E. M. Conroy, and T. B. Evans, of Weber County.

As Brigadier General on the Staff of the Commander-in-Chief from June 22nd, 1905, Samuel C. Park, of Salt Lake County.

As members of the Commission on Uniform Legislation, C. R. Hollingsworth, of Weber County; Ashby Snow, of Salt Lake County; S. H. Love, of Salt Lake County.

As member of the State Board of Dental Examiners for the term of four years, W. G. Dalrymple, of Weber County.

As member of the State Board of Horticulture for District No. 2, for the unexpired term ending in 1909, J. Edward Taylor, of Salt Lake County.

As member of the State Board of Health for the term ending December 31, 1913, W. R. Calderwood, of Salt Lake County.

As members of the State Board of Pharmacy:

For the unexpired term ending December 31, 1909, Walter H. Dayton, of Salt Lake County.

For the unexpired term ending December 31, 1910, B. F. Riter, of Cache County.

John Culley, of Weber County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

To the Honorable S. H. Love,
President of the Senate.

Dear Sir: I have the honor to return to your honorable body, without approval, S. B. No. 28, "An Act to regulate the practice of Osteopathy in the State of Utah, and to provide for a State Board of Osteopathy, and to license Osteopaths to practice in this State, and to punish persons violating the provisions of this Act."

My reason for this action is that it seems inopportune to establish such a Board as this, because the ob-

ject sought can be reached by giving the Osteopaths representation on the State Board of Medical Examiners. If a bill providing for representation of Osteopaths on the Board is presented to me, I shall be pleased to give it my approval if it has no objectionable features.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

The Governor's veto was upon motion, sustained.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

To the Honorable S. H. Love,
President of the Senate.

Dear Sir: I have the honor to submit the following named appointments, and invite thereto the advice and consent of your honorable body:

As members of the Board of Regents of the University of Utah for the term of four years:

William W. Riter, of Salt Lake County.

Waldemar Van Cott, of Salt Lake County.

Anthon H. Lund, of Salt Lake County.

Samuel Newhouse, of Salt Lake Conty.

As members of the Board of Trustees of the Agricultural College for the term of four years:

W. S. McCornick, of Salt Lake County.

Mrs. A. W. McCune, of Salt Lake County.

William W. Riter, of Salt Lake County.

John Q. Adams, of Cache County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 63, by Richards, "An Act relating to cities of the first, second and third class, providing for the settlement between a school district, or a part of a school district, and a city when amended by extension of the city limits."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 63 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 103, "An Act to amend Section 3, Chapter 45, Laws of Utah, 1899 and defining the duties and powers of the Board of Health in respect to the abatement of nuisances."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 103 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 160, "An Act to prohibit persons, firms or corporations from making contracts of champerty and maintenance or engaging in the business of soliciting and maintaining litigation in the courts of this State, and providing a penalty for the violation thereof."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 160 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 119, "An Act repealing Section 2051, Revised Statutes of Utah, 1898, as amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of district judges and district attorneys."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 119 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 163, by Mr. Richards, entitled "An Act to amend Section 1831, Revised Statutes of Utah, 1898, providing that a county school district of the first class shall constitute a high school district, and also endowing Boards of Education of such districts with all powers and duties as provided in Section 1833, Revised Statutes of Utah, 1898."

The same is herewith transmitted for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 163 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 118, "An Act providing for an annual convention of health officers and the payment of their actual and necessary traveling expenses.

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 118 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 164, by Judiciary Committee, entitled "An Act limiting the time for service of summons issued out of Justices' Courts," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 164 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 120, by Mr. Hollingsworth, entitled "An Act amending Chapter 86 of the Laws of Utah, 1903, relating to and fixing the salaries of judges of the District Court and allowing to such judges their actual and necessary traveling and living expenses when holding court in other Judicial Districts," beg leave to report that they have had the same carefully engrossed and enrolled, and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 120 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. C. R. No. 4, by Mr. Robinson, relating to the compensation of certain State officers.

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The rules were suspended and H. C. R. No. 4 was read the first and second times and placed on the calendar in regular order.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 294, by Special Judiciary Committee, "An Act to amend Section 3685 of the Revised Statutes of Utah, 1898, as amended by Chapter 89, Laws of Utah, 1905, relating to the form of pleadings in justice's courts, declaring certain judgments void, and providing for review thereof, and attorneys' fees."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 294 was read the first time and referred to the Judiciary Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Barnett, Hone and Sutton as a Conference Committee to meet with a like Committee from the Senate for consideration of H. B. No. 267.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 127, "An Act to amend Chapter 45, Laws of Utah, 1901, making it unlawful, wrongfully and without authority to use the name, title of officers, insignia, ritual or other ceremonies of certain orders and societies, and providing punishment for the violation thereof."

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 120, entitled "An Act amending Chapter 86 of the Laws of Utah, 1903, relating to and fixing the salaries of judges of the district court, and allowing to such judges their actual and necessary traveling and living expenses, when holding court in other judicial districts."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 120 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 164, entitled "An Act limiting the time for service of summons issued out of justices' courts."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 164 was transmitted to the Governor.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to which was referred H. B. No. 40, by Mr. Tolton, entitled "An Act to amend Section 231, Revised Statutes of Utah, 1898, as amended by Chapter 91, Laws of Utah, 1901, relating to the annual financial statement of cities, the duties of the Auditor and City Recorder," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

H. B. No. 40 was read the second time.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to which was referred H. J. R. No. 11, by Committee on Claims and Public Accounts, "for refund of money paid the State for land upon which the State had no title, to be paid out of the same fund into which said money was paid," beg leave to report that they have had the same under consideration, and recommend the resolution be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

H. J. R. No. 11 was read the second time.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to which was referred H. B. No. 88, by Mr. Robinson, entitled "An Act to amend Section 1, Chapter 131, Laws of Utah, 1903, entitled "An Act making it the duty of County Auditors to prepare and file statements showing the amount paid for salaries of County Assessors and County Treasurers and their deputies and assistants and providing for the apportionment of said sum to the various taxing funds," beg leave to report that they have had the same under consideration, and offer the following amendment thereto:

On line 4 strike out "Auditor to file statement."

And, as amended, recommend the bill be passed.

BENNER X. SMITH,
Chairman.

Report adopted.

H. B. No. 88 was read the second time.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Mines and Minerals, to which was referred H. B. No. 267, by Committee on Mining and Smelting, beg leave to report that they have had the same under consideration, and offer as substitute therefor S. B. No. 206, entitled "An Act to provide for ten feet of discovery work within one hundred and eighty days after location of certain mining claims and providing for the recording of such work," and recommend the substitute bill be passed.

RASBAND,
Chairman.

Report adopted.

S. B. No. 206 was read the first and second times.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to which was referred S. B. No. 203, by Mr. Park, entitled "An Act appropriating the sum of six hundred dollars to Ware & Treganza, architects, for services in preparing detail sketches, plans, elevations, perspective and detail estimate for State Armory Building," be leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 203 was read the second time.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Ways and Means, to which was referred H. B. No. 92, by Mr. Richards, entitled "An Act to amend Section 35, Chapter 107, Laws of Utah, 1905, fixing the per cent. of bonded indebtedness of taxable property in school districts," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

MILLER,
Chairman.

Report adopted.

H. B. No. 92 was read the second time.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

We, the majority of your Committee on Education, to which was referred S. B. No. 198, by Mr. Hollingsworth, entitled "An Act creating the State Board of Regents, defining the manner of the appointment of its members, its powers and duties; making such board supercede and take the place on and after July 1, 1907, of the Board of Regents now having the control, government and management of the University of Utah and its colleges, schools, departments and branches, and the Board of Trustees now having the control, government and management of the Agricultural College of Utah, and all of its departments, stations, farms and branches, including the Agricultural Experiment Station of Utah; defining the courses of study to be maintained in the University of Utah and the Agricultural College of Utah and the several colleges, schools and departments; defining the objects of said institutions, their conduct, objects and regulations; and repealing Sections 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2089, 2091, 2095, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2308, 2309, 2310, 2311, 2312, 2313, 2314 and 2315, Revised Statutes of Utah, 1898, also Section 2078, Revised Statutes of Utah, 1898, as amended by Chapter 134, Laws of Utah, 1905, and Section 2292, Revised Statutes of Utah, 1898, as amended by Chapter 133, Laws of Utah, 1905, be and the same are hereby repealed," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

H. BULLEN, JR.,
WALTON,
JOHNSON,
CALLISTER.

Report was not adopted.

Mr. President:

We, the minority of your Committee on Education, to which was referred S. B. No. 198, by Mr. Hollings-

worth, entitled "An Act creating the State Board of Regents, defining the manner of the appointment of its members, its powers and duties; making such board supercede and take the place on and after July 1, 1907, of the Board of Regents now having the control, government and management of the University of Utah and its colleges, schools, departments and branches, and the Board of Trustees now having the control, government and management of the Agricultural College of Utah, and all of its departments, stations, farms and branches, including the Agricultural Experiment Station of Utah; defining the courses of study to be maintained in the University of Utah and the Agricultural College of Utah and the several colleges, schools and departments; defining the objects of said institutions, their conduct, objects and regulatins; and repealing Sections 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2089, 2091, 2095, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2308, 2309, 2310, 2311, 2312, 2313, 2314 and 2315, Revised Statutes of Utah, 1898, also Section 2087, Revised Statutes of Utah, 1898, as amended by Chapter 134, Laws of Utah, 1905, and Section 2292, Revised Statutes of Utah, 1898, as amended by Chapter 133, Laws of Utah, 1905, be and the same are hereby repealed," beg leave to report that they have had the same under consideration, and recommend that the bill be passed.

PARK,
HOLLINGSWORTH,
LAWRENCE,

Report not adopted.
By consent S. B. No. 198 was placed on the calendar.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to which was referred H. B. No. 276, by Mr. McMillan, entitled "An Act extending the time for complying with the provisions of Title 69, Revised Statutes of Utah, 1898, in relation to townsites," beg leave to report that

they have had the same under consideration, and recommend that the bill be not passed.

BENNER X. SMITH,
Chairman.

Report adopted.

Salt Lake City, March 14, 1907.
SENATE COMMITTEE ROOM,

Mr. President:

We, the majority of your Committee on County and Municipal Corporations, to which was referred H. B. No. 41, by Mr. Giles, entitled "An Act providing for the manner of creating new counties," beg leave to report that they have had the same under consideration, and recommend that the bill be not passed.

BENNER X. SMITH,
Chairman.

Mr. President:

We, a minority of your Committee on County and Municipal Corporation, to which was referred H. B. No. 41, by Mr. Giles, entiled "An Act providing for the manner of creating new counties," beg leave to report that they have had the same under consideration, and offer the following amendment thereto:

Page 2, line 24, strike out "in both the new and old counties voting separately."

And, as amended, recommend the bill be passed.

RASBAND,

The majority report was adopted.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 61, by Mr. Benner X. Smith, entitled "An Act amending Section 3683 of the Revised

Statutes of Utah, 1898, relating to the service of summons from Justice's Courts, as amended by Chapter 70 of the Laws of Utah, 1899, and as amended by Chapter 93 of the Laws of Utah, 1905," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Communication filed.

S. B. No. 61 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on County and Municipal Corporations, to which was referred H. B. No. 108, by Mr. Randall, entitled "An Act making the City Engineer's Office in cities of the first and second classes an office of record for maps, plans, plats, profiles, drawings, deeds, dedications, final estimates, specifications and contracts; and for the collection of fees," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

BENNER X. SMITH,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 93, by Mr. Hollingsworth, entitled "An Act enacting two new sections of the Revised Statutes of Utah, 1898, to be known as Sections 4334-A and 4334-B, and amending Sections 4334, 4335, 4336, 4337

and 4338 of the Revised Statutes of Utah, 1898, as amended by Chapter 19 of the Laws of Utah, 1905, relating to burglary in the first, second and third degrees, defining the same, and the penalties therefor," beg leave to report that they have had the same carefully engrossed and enrolled, and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 93 was signed by the President, in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Conference Committee, to which was referred S. B. No. 3, by Mr. Benner X. Smith, entitled "An Act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the matter of said regulation, and providing for the repeal of Sections 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741 and 1742, of Title 52, Revised Statutes of Utah, 1898," beg leave to report that they recommend that the Senate concur in the amendments to the bill as made by the House and that the Senate and House amend said bill as follows:

1. Page 1, line 4, strike out "seven" and insert "nine."

2. Page 1, line 25, strike out "four" and insert "five."

3. Page 1, line 30, strike out "the board shall have."

4. Page 1, strike out all of line 31; page 2, commencing with line 1, strike out to and including "and exam-

ined,'' in line 10, and insert in lieu thereof the following:

''The board shall have power to examine any person who furnishes satisfactory proof of having received a degree or diploma from a legally chartered medical school, which at the time of granting such diploma required at least the following hours of study: Anatomy, 420; Histology, 90; physiology, 300; chemistry, 300; thereapeutics, 90; bacteriology, 140; pathology, 240; physical diagnosis, 100; surgery, 540; obstetrics, 160, and gynecology, 160; a leeway of ten per cent being allowed, or a minimum total of 2286 hours. And any legally chartered school making the foregoing requirements shall be deemed a 'recognized school of medicine.' If the applicant has received a certificate from a high school of the first grade or educational attainments equivalent thereto, and, if upon examination of such person by the board, the said board shall be satisfied that the applicant is qualified to practice medicine and surgery, then the said board shall have power to issue a certificate to such person so qualified and examined.''

5. Page 5, line 7, insert after ''medicine,'' ''and''; also after ''surgery'' insert ''or obstetrics.''

6. Page 9, strike out all of Section 17 and insert the following as Section 17, amended:

''Sec. 17. Nothing in this act shall be deemed to require persons now holding certificates from the territorial or State Board of Medical Examiners to make application for license, and any person who is now practicing osteopathy in the State of Utah, who holds a degree or diploma from a regularly chartered college of osteopathy, whose requirements are not less than those prescribed by the Associated Colleges of Osteopathy for that year, upon presenting his diploma to said State Board of Medical Examiners, within sixty days after the approval of this act, shall be entitled to receive a certificate or license to practice medicine and surgery in this State. Said certificate shall be registered and recorded as hereinbefore provided for the registering and recording of other certificates issued by said board.''

And, as amended, your Conference Committee unanimously report in favor of the passage of the bill by both Houses.

WILLIS JOHNSON,
WESLEY K. WALTON,
BENNER X. SMITH,
Senate Conference Committee.

WM. M. McMILLAN,
ORVILLE L. THOMPSON,
J. P. MILLER,
House Conference Committee.

Report of Conference Committee adopted.

S. B. No. 3, by Mr. Benner X. Smith, entitled "An Act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the matter of said regulation, and providing for the repeal of Sections 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742 of Title 52, Revised Statutes of Utah, 1898," as amended by Conference Committee report, was read the third time and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Park.

The title of the bill was made the title of the act.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Railroads, to which was referred S. B. No. 158, by Mr. Gardner, entitled "An Act regulating the issuing of free transportation by common carriers, railroad and transportation companies, and providing a penalty for the violation thereof," beg leave to report that

they have had the same under consideration, and a majority of the committee recommend the bill be passed.

HOLLINGSWORTH,
BENNER X. SMITH,
PARK,
LAWRENCE.

Mr. President:

Your Committee on Railroads, to which was referred S. B. No. 158, by Mr. Gardner, entitled "An Act regulating the issuing of free transportation by common carriers, railroad and transportation companies, and providing a penalty for the violation thereof," beg leave to report that they have had the same under consideration, and a minority of the committee recommend the bill be not passed.

JOHNSON,
JOHN H. SEELY,
CLEGG.

The reports were not adopted.

By consent, S. B. No. 158 was read the second time and placed on the calendar.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 199, by Mr. Hollingsworth, entitled "An Act making an appropriation for the purpose of representing Utah's agricultural and horticultural products at the 15th National Irrigation Congress to be held in the year 1907 at Sacramento, California," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 199 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Manufactures and Commerce, to which was referred S. B. No. 186, by Mr. Seely, entitled "An Act to amend Sections 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128 and 2129 of the Revised Statutes of Utah, 1898, pertaining to the Deseret Agricultural and Manufacturing Society," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. In line, page 1, strike out the word "to" and insert he following "2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128 and."

2. Page 2, line 29, after the word "agricultural" insert "and domestic science."

3. Page 2, line 32, strike out "the" after the word "of" and insert in lieu thereof "this."

And, as amended, recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 186 was read the second time.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Education, to which was referred a communication from the Governor of February 4, 1907, stating that he had received a warrant from the United States Treasury at Washington, D. C., for $9,003 representing ten per centum of all money received during the fiscal year 1906 from the forest reserves of the United States located in Utah, beg leave to report that they have considered the same, and to cover the matter have drafted S. B. No. 208, by Mr. Walton, entitled "An Act creating the county road and school fund from forest reserves; pro-

viding how said fund shall be drawn, apportioned and distributed," and recommend the bill be passed.

PARK,
Chairman.

Report adopted.

S. B. No. 208 was read the first and second times.

SENATE COMMITTEE ROOM,
March 14, 1907.

Mr. President:

Your Committee on Ways and Means, to which was recommitted S. J. R. No. 2, by Mr. Miller, entitled "A Resolution proposing an amendment to Section 7 of Article XIII of the Constitution of the State of Utah relating to the rate of taxation," beg leave to report that they have had the same under consideration, and offer the following amendment:

Strike out all of Section 7 and insert the following as Section 7, as amended:

"The rate of State taxation on property for State purposes shall never exceed eight mills on each dollar of valuation; four and one-half mills on each dollar of valuation for general State purposes; three mills on each dollar of valuation for district school purposes; one-half mill on each dollar of valuation for high school purposes; and whenever the taxable property within the State shall amount to four hundred million dollars, the rate shall never thereafter exceed five mills on each dollar of valuation; unless a proposition to increase such rate, specifying the rate proposed and the time during which the same shall be levied, be first submitted to a vote of such qualified electors as shall have paid a property tax assessed to them within the State in the year next preceding such election, and the majority of those voting thereon shall vote in favor thereof in such manner as may be provided by law."

And, as amended, recommend the resolution be passed.

MILLER,
Chairman.

Report adopted.

S. J. R. No. 2 was read the second time.

Senator Park was called to the chair.

SENATE CLAIMS.

S. C. No. 21, presented by Mr. Benner X. Smith, for refund of money paid for school land, for $92.72.

S. C. No. 22, presented by Mr. Bullen, for refund of money paid for school land, for $398.65.

S. C. No. 23, presented by Mr. John H. Seely, for refund of money paid for school land, for $284.24.

S. C. No. 24, presented by Mr. Hollingsworth, for one-half of amount expended by Weber County, in correcting and revising maps, plats, etc., as provided in Section 2553, Revised Statutes of Utah, 1898, for $86.25.

S. C. Nos. 21, 22, 23 and 24 were referred to the State Board of Examiners.

SPECIAL ORDER.

S. B. No. 89, by Mr. Hollingsworth, entitled "An Act concerning land titles; registration of titles; recorders made ex-officio registrars; bringing land under act; form of application for initial registration of title to land; registration of land title; registering the title; the rights of registered owners; transfer; mortgages, leases and other charges; attorneys in fact; transmission; trusts, conditions and limitations; dealings of assignees, receivers, masters, etc.; tax sales; lis pendens—judgments—decrees—notice; attachment—execution, etc.; liens; memorial of adverse claim, etc.; proceedings in chancery; indices; indemnity fund; proceedings to recover compensation for loss or damage; penalties; fees; and adoption by

counties,'' was amended, read the third time and passed by the following vote: Ayes, 13; nays, 1; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Walton, Williams.

Voting in the negative: Mr. Gardner.

Absent and not voting: Messrs. Miller, Benner X. Smith, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

THIRD READING OF BILLS.

H. B. No. 226, by Mr. Dyreng, entitled ''An Act to amend Section 1369, Revised Statutes of Utah, 1898, providing that cities of the third class, and towns, may assess a tax for the establishment and maintenance of public libraries and gymnasiums,'' was amended, read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Williams.

Absent and not voting: Messrs. Bullen, Callister, John Y. Smith, Walton, Mr. President.

The title of the bill was made the title of the act.

H. B. No. 266, by Mr. Hansen, entitled ''An Act providing for the incorporation of mutual fire insurance companies in counties, of the State of Utah, against loss and damage by fire, lightning or wind, and providing for the payment of premiums and the collection of losses,'' was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski,

Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith.

Absent and not voting: Callister, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

H. B. No. 203, by Mr. Robinson, entitled "An Act amending Section 2498, Revised Statutes of Utah, 1898, relating to rules for the construction of statutes," was amended, read the third time and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Williams.

Absent and not voting: Messrs. Bullen, Callister, Walton, Mr. President.

The title of the bill was made the title of the act.

S. B. No. 195, by Mr. Benner X. Smith, entitled "An Act amending Section 1883, Revised Statutes of Utah, 1898, relating to calling elections to vote upon proposals to issue school district bonds," was amended, read the third time and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Brinkerhoff, Bullen, Callister, Gardner, John Y. Smith, Mr. President.

The title of the bill was made the title of the act.

S. B. No. 199, by Mr. Hollingsworth, entitled "An Act making an appropriation for the purpose of representing Utah's agricultural and horticultural products at the 15th National Irrigation Congress to be held in the year 1907 at Sacramento, California," was amended, read the

third time, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Williams, Mr. President.

Absent and not voting: Messrs. Callister, Gardner, Benner X. Smith, John Y. Smith, Walton.

The title of the bill was made the title of the act.

H. B. No. 286, by Mr. Bowers, entitled "An Act protecting every citizen in the enjoyment of personal rights," was amended, read the third time under suspension of rules, and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting aye were: Messrs. Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Gardner, Miller, Benner X. Smith, John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 155, by Mr. Hulaniski, entitled "An Act amending Section 215, Revised Statutes of Utah, 1898, providing for the terms of appointive officers in cities and fixing the terms of officers and members of the Police and Fire Departments of cities and their removal for cause," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messr. Brinkerhoff, Bullen, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Williams.

Absent and not voting: Messrs. Callister, Gardner, Walton and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 194, by Mr. Benner X. Smith, entitled "An Act making an appropriation for certain streets in Salt Lake City," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 3; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Johnson, Lawrence, Miller, Park, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Those voting in the negative were: Messrs. Brinkerhoff, Hulaniski, Rasband.

Absent and not voting: Messrs. Gardner and Williams.

The title of the bill was made the title of the act.

On motion of Senator Clegg, the return to the Senate of S. B. No. 155 was requested.

H. B. No. 169, by Mr. Richards, entitled "An Act providing for the retirement of public school teachers," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Mr. President.

Absent and not voting: Gardner, Walton, Williams.

The title of the bill was made the title of the act.

H. B. No. 212, by Mr. Dean, entitled "An Act to provide that District Supervisors and Water Commissioners before entering on their duties shall give a bond to the State," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 11; nays, 1; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Gardner, Hollingsworth, Lawrence, Miller, Park, Rasband, John Y. Smith, Walton, Mr. President.

Voting in the negative: Benner X. Smith.

Absent and not voting: Messrs. Callister, Clegg, Hulaniski, Johnson, Seely, Williams.

The title of the bill was made the title of the act.

H. B. No. 211, by Mr. Dean, entitled "An Act providing a penalty for interfering with the flow of water while under the regulation of Water Commissioners," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 11; nays, 0; absent and not voting, 7.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Benner X. Smith.

Absent and not voting: Messrs. Callister, Johnson, Seely, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 199, by Mr. Hollingsworth, "An Act making an appropriation for the purpose of representing Utah's agricultural and horticultural products at the 15th National Irrigation Congress to be held in the year 1907 at Sacramento, California."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 199 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

Complying with your request I have the honor in returning herewith S. B. No. 155 for your further consideration.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and S. B. No. 155 was placed on the calendar.

INTRODUCTION OF BILLS.

S. B. No. 207, by Mr. Benner X. Smith, "A Bill for an Act defining the duties of the State Board of Land Commissioners, and prohibiting any member or employe of the board from directly or indirectly acquiring the title to or interest to any said lands and prohibiting the interference by members or employes of said board with bona fide applicants, and providing a penalty therefor, and amending Section 17 of Chapter 64, Laws of Utah, 1899, as amended by Chapter 35, Laws of Utah, 1901," was read the first time and referred to the Committee on Public Lands.

SPECIAL COMMITTEE.

The President appointed Messrs. Lawrence, Benner X. Smith, Hollingsworth, Johnson and Bullen as a Special Committee, to be known as a "Sifting Committee," to whom shall be referred all matters now before the committees except the appropriation bill.

By unanimous consent S. B. No. 2, S. B. No. 66 and S. B. No. 47 were placed upon the calendar.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 180, by Committee on Public Health, entitled "An Act making it unlawful to sell certain medicines containing opium, chloral or alcohol, or preparations containing acetanilid or any of its derivatives, or preparations containing antipyrine, without branding the same, and to sell cocaine or preparations containing cocaine, except upon a practicing physician's prescription, and providing a penalty for the violation hereof."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 180 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, by report of Conference Committee, S. B. No. 3, by Mr. Benner X. Smith, entitled "An Act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the matter of said regulations, and providing for the repeal of Sections 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742, Title 52, Revised Statutes of Utah, 1898."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 3 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this passed, as amended, H. B. No. 102, by Mr. Westphal, "An Act amending Sections 11, 14, 19, 23, 26 and 29, of Chapter 118, Laws of Utah, 1905, relating to fish and game."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 102 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 62, by Mr. Benner X. Smith, entitled "An Act amending Section 648 of the Revised Statutes of Utah, 1898, relating to the duties of and jurisdiction of constables in civil cases."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 62 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by roll call vote, S. B. No. 124, by Mr. Williams, entitled "An Act authorizing the State Board of Examiners to procure plans and descriptions for a State Capitol Building, offering prizes for same, and making an appropriation therefor."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 154, by Mr. Marks, "An Act creating a State Capitol Fund, making appropriations thereto, and providing for the investment thereof."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 154 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that Governor has this day approved of and filed with the Secretary of State H. B. No. 116, "An Act to amend Section 2980, Revised Statutes of Utah, 1898, as amended by Chapter 129, Laws of Utah, 1903, relating to replies in pleadings," and H. B. No. 100, "An Act to amend Section 1672, Revised Statutes of Utah, 1898, relating to date of expiration of notarial commission"; and H. B. No. 36, "An Act to amend Section 1774, Revised Statutes of Utah, 1898, as amended by Chapter 54, Laws of Utah, 1901, providing for the election of State Superintendent of Public Instruction, prescribing his qualifications, and providing for the appointment and compensation of his deputy."

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 185, "An Act making it a misdemeanor and prescribing a penalty therefor for the violation of any ordinance of any county passed pursuant to the laws of this State."

The same is returned herewith.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 290, by Mr. Clegg, "An Act to amend Section 1, Revised Statutes of Utah, 1898, relating to the adoption of minors."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 290 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 53, by Mr. Miller, "An Act

granting power to Boards of County Commissioners to provide penalties for the violation of ordinances enacted by such boards."

The same is returned herewith.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 293, by Special Judiciary Committee, "An Act providing for the filing of new and sufficient undertakings on appeals from any court."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 293 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. R. No. 8, by Committee on Agriculture and Horticulture, "A Resolution proposing an amendment to the Constitution of the State of Utah, relating to drainage districts, and to be known as Article 25."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. J. R. No. 8 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 295, by Special Judiciary Committee, "An Act to prevent the selling, assigning or sending claims to be collected by attachment outside of this State, providing a penalty and providing that personal earnings so attached may be recovered from the party sending, selling or assigning such claim, or from the party to whom the same is sold, asigned or transfered."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 295 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 72, by Mr. Benner X. Smith, entitled "An Act providing for the sale, mortgage or lease of the estates of persons under guardianship, and repealing Section 4015, Revised Statutes of Utah, 1898."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 72 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 82, by Mr. Hollingsworth, "An Act for amending Sections 4, 5, 8, 9, 10, 11, 12 and 13 of Chapter 85 of the Laws of Utah, 1905, relating to the use of voting machines."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 82 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 102, by Mr. Walton, entitled "An Act to amend Section 816 of the Revised Statutes of Utah, 1898, as amended by Chapter 128 of the Laws of Utah, 1905, relating to the registration of voters."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 102 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 181, by Mr. Benner X. Smith, "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, fixing the salaries of certain State officers."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 181 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 292, by Special Judiciary Committee, "An Act to prohibit the commencement of actions in the wrong precinct or city, and providing a penalty therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 292 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 199, "An Act making an appropriation for the purpose of representing Utah's agricultural and horticultural products at the 15th National Irrigation Congress to be held in 1907 at Sacramento, California."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 199 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 131, by Mr. Benner X. Smith, entitled "An Act to amend Section 3168 of the Revised Statutes of Utah, 1898, relating to the powers of Trial Courts."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 131 was refererd to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 61, "An Act amending Section 3683 of the Revised Statutes of Utah, 1898, relating to the service of

summons from Justices' Courts, as amended by Chapter 70 of the Laws of Utah, 1899, and as amended by Chapter 93 of the Laws of Utah, 1905."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 61 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 93, "An Act enacting two new sections of the Revised Statutes of Utah, 1898, to be known as Sections 4334-A and 4334-B, and amending Sections 4334, 4335, 4336, 4337 and 4338 of the Revised Statutes of Utah, 1898, etc."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 93 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 95, by Mr. Benner X. Smith, entitled "An Act to codify and revise certain laws of this State providing for the formation and powers of railroad corporations and defining certain rights and powers of such corporations,

including the power to acquire, hold, guarantee and dispose of corporate stocks, bonds and other securities as herein authorized, and to acquire lands, water and water rights as herein authorized; and to operate steamships, sailing vessels and boats of every description and to repeal the following named acts and parts of acts, namely: Chapter 26, Laws of Utah, 1901, and Section 436 of the Revised Statutes of Utah, 1898, as amended by Chapter 108, Laws of Utah, 1903; Section 443 of the Revised Statutes of Utah, 1898, as amended by Chapter 29, Laws of Utah, 1905; and Section 444 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1905."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 95 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 128, by Committee on Judiciary, entitled "An Act to amend Sections 4210 and 3414, Revised Statutes of Utah, 1898, relating to privileged communications, and the rights of witnesses."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 128 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 302, by Special Judiciary Committee, "An Act providing that attorneys fees may be fixed by the court and taxed as costs in certain cases."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 302 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives desires the return of communication dated March 9, 1907, relative to S. B. No. 120, as the same was in error.

Corrected communication is attached hereto.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 9, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by roll call vote, S. B. No. 120, by Mr. Hollingsworth, entitled "An Act amending Chapter 86 of the Laws of Utah, 1903, relating to the fixing of salaries of judges of the District Court, and allowing to such judges their actual traveling

and living expenses when holding court in their judicial districts."

The same is returned herewith.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 168, by Mr. Hollingsworth, entitled "An Act requiring every County Clerk to forward a certified statement of the names of certain county officers of his county to the Secretary of State, and requiring the Secretary of State to prepare and furnish the necessary blank forms for such reports, to receive and file said statements and keep a suitable record thereof."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 168 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 296, by Special Judiciary Committee, "An Act to prohibit the issuance of writs of attachment in cases before the affidavit is filed, or where the affidavit filed does not conform substantially with the requirements

of Section 3066 of the Revised Statutes of Utah, 1898, and providing penalties."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 296 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 301, by Mr. Thompson "An Act to amend Sections 2101 and 2103, Revised Statutes of Utah, 1898, relating to laws governing the Utah School for the Blind."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 301 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 172, by Mr. Hollingsworth, entitled "An Act making it the duty of the Secretary of State to prepare and file with the County Recorder certified transcripts of lists of all public lands selected by the State and approved by the Commissioner of the General Land Office, under an Act of Congress approved July 16th, 1894; requiring County Recorders to enter same on the records of their offices, and providing that said transcripts shall be evi-

dence of the conveyance of said lands by the United States to the State of Utah.''

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 172 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 299, by Committee on Live Stock, ''An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and provide manner of payment of inspectors, and repealing Chapter 26 of the Laws of Utah, 1905, entitled 'An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and to provide revenue to enforce the same.' ''

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 299 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B.

No. 31, by Mr. Park, "An Act to amend Sections 1436 and 1438, Revised Statutes of Utah, 1898, as amended by Chapter 116, Laws of Utah, 1905, relating to the composition, appointment, duties, bonds and terms of office of the military staff of the Commander-in-Chief of the Militia."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 31 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 154, by Committee on Military Affairs, "An Act to amend Section 3, Chapter 67, Laws of Utah, 1905, relating to the appointment and pay of 'company armorers.'"

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 154 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 153, by Committee on Military Affairs, "An Act to

amend Sections 1434 and 1445, Revised Statutes of Utah, 1898, as amended by Chapter 116, Laws of Utah, 1905, and Sections 1484 and 1494, Revised Statutes of Utah, 1898, relating to the organization of companies of the National Guard of Utah, the retirement of officers, courts of inquiry, and providing a penalty in cases where members of the enrolled Militia or members of the National Guard of Utah refuse to answer the call of the Commander-in-Chief to perform military duty."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 153 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 114, by Mr. Benner X. Smith, "An Act relating to instruments of writing informally executed, and validating all of the same which were of record prior to January 1, 1907."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 114 was read the first time and referred to the Committee on Engrossed and Enrolled Bills.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee recommend that the following bills be not passed: H. J. M. No. 8, by Mr. Miller; S. J. R. No. 3, by Mr. Hollingsworth; S. B. No. 49, by Mr. Bullen; H. B. No. 54, by Judiciary Committee; H. B. No. 206, by Mr. Clegg; S. B. No. 94, by Mr. Hollingsworth; H. B. No. 124, by Mr. Richards; S. B. No. 150, by Mr. Williams; S. B. No. 135, by Committee on Railroads; S. B. No. 140, by Mr. Park; S. J. M. No. 1, by Mr. Hulaniski.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 92, by Mr. Walton, entitled "An Act providing for the creation of the office of State Veterinarian, and defining the duties thereof, and to provide for the control and suppression of dangerous, contagious and infectious diseases of animals," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 96, by Mr. Benner X. Smith, entitled "An Act to amend Sections 1147, 1149, 1151 and 1166 and to repeal Section 1152 of the Revised Statutes of Utah, 1898,

relating to homestead," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 149, by Mr. Rasband, entitled "An Act to amend Sections 4, 9 and 32 of Chapter 64 of the Laws of Utah, 1899, and Section 1 of said Chapter 64, as the same is amended by Chapter 35 of the Laws of Utah, 1901; also Section 34 of said Chapter 64, as amended by Chapter 62, Laws of Utah, 1903, relating to the State Board of Land Commissioners," beg leave to report that they have had the same under consideration, and recommend the bill be not passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Public Instructions, to which was referred S. C. R. No. 2, relative to water supply for State Prison, beg leave to report that they have considered the matter and recommend the appropriation of $15,000, or so much thereof as may be necessary, to be expended by the State Board of Corrections, with the approval and consent of the State Board of Examiners for material, labor, etc., in constructing pipe line, reservoir, etc., in order to afford from Parley's Canyon Creek, a sufficient supply of water for the use of the State Prison. Also that the sum of $2,000 be appropriated for the employment of necessary legal assistance in re-litigation between the State and Salt Lake City relative to the right to use certain waters flowing from Parley's Canyon Creek, the

same to be expended by the State Board of Corrections, subject to the approval and consent of the State Board of Examiners.

HOLLINGSWORTH,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 192, by Mr. Hollingsworth, entitled "An Act relating to regulating and providing for the nomination of candidates for public office in the State of Utah by primary elections, and providing for penalties for the violation thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Judiciary Committee, to which was referred H. B. No. 43, by Mr. N. U. S. C. Jensen, entitled "An Act amending Section 3669, Revised Statutes of Utah, 1898, as amended by Section 3669, Chapter 92, Session Laws, 1908, relating to change of venue in cases pending before Justices of the Peace," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. Amend the title to read "An Act amending Section 3669, Revised Statutes of Utah, 1898, as amended by Section 3669, Chapter 92, Laws of Utah, 1905, relative to change of venue in cases pending before Justices of the Peace."

2. Page 1, line 2, strike out "Section 3669" and "Ses."

3. Page 1, line 3, strike out "sion Laws," and insert before 1905 "Laws of Utah."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 43 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to which was referred S. B. No. 204, by Mr. Walton, entitled "An Act creating a commission to represent the State of Utah at the Alaska-Yukon-Pacific Exposition, at Seattle, in the year 1909, to define its powers and duties and to make an appropriation therefor," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 204 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Appropriations and Claims, to which was referred S. B. No. 205, by Mr. Walton, entitled "An Act creating a commission to represent the State of Utah at the Jamestown Tercentennial Exposition, at Norfolk, Va., in the year 1907, to define its powers and duties, and to make an appropriation therefor," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 205 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Highways and Bridges, to which was referred S. B. No. 175, by Mr. Seely, entitled "An Act making appropriations for improving and repairing roads in San Pete County," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

JOHN H. SEELY,
Chairman.

Report adopted.

S. B. No. 175 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 255, by Mr. Robinson, entitled "An Act to amend Section 795 of the Revised Statutes of Utah, 1898, relating to the appointment of registry agents," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 255 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 292, by Special Judiciary Committee, entitled "An Act to prohibit the commencement of actions in the wrong precinct or city, and providing a penalty therefor," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 292 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 271, by Mr. Westphal, entitled "An Act to amend Section 4361, Revised Statutes of Utah, 1898, as amended by Chapter 5, Laws of Utah, 1903, relating to the penalty for grand larceny," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 271 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. J. M. No. 10, by Mr. Kuchler, beg leave to report that they have had the same under consideration, and recommend that the memorial be passed.

LAWRENCE,
Chairman.

Report adopted.
H. J. M. No. 10 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 243, by Mr. Fuller, entitled "An Act to establish a State Board of Veterinary Medical Examiners, and to provide for the appointment of members thereof, to regulate the practice of veterinary medicine, veterinary surgery and veterinary dentistry, or any branch thereof; to protect the title or degree upon whom they have been

conferred, and engaged in the practice of the same, and to provide penalties for the violation of this act," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 243 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. J. R. No. 1, by Mr. Jackson, "Proposing an amendment to Section 4 of Article 14 of the Constitution of the State of Utah relating to indebtedness of counties, cities, etc.," beg leave to report that they have had the same under consideration, and recommend the resolution be passed.

LAWRENCE,
Chairman.

Report adopted.
H. J. R. No. 1 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 301, by Mr. Thompson, entitled "An Act to amend Sections 2101 and 2103, Revised Statutes of Utah, 1898, relating to laws governing the Utah School for the Blind," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 301 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred

H. B. No. 102, by Mr. Westphal, entitled "An Act amending Sections 11, 14, 19, 23, 26 and 29 of Chapter 118, Laws of Utah, 1905, relating to fish and game," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 102 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 302, by Special Judiciary Committee, entitled "An Act providing that attorney's fees may be fixed by the court and taxed as costs in certain actions," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 302 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 290, by Mr. Clegg, entitled "An Act to amend Section 1, Revised Statutes of Utah, 1898, relating to the adoption of minors," beg leave to report that they have had the same under consideration, and offer the following amendment thereto:

In the last line of the title strike out the word "minors" and insert in lieu thereof "persons."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 290 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 148, by Mr. Walton, entitled "An Act making it the duty of the State Board of Health to make rules governing the sanitation and disinfection of public buildings, railway coaches and sleeping cars, and providing a penalty for the violation of any provision of this act," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 148 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 190, by Mr. Benner X. Smith, entitled "An Act providing for the filing of new and sufficient undertakings on appeals from any court," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 190 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 296, by Special Judiciary Committee, entitled "An Act to prohibit the issuance of writs of attachment in cases before the affidavit is filed, or where the affidavit filed does not conform substantially with the requirements of Section 3066 of the Revised Statutes of Utah, 1898, and providing penalties," beg leave to report that they

have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 296 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 299, by Committee on Live Stock, entitled "An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and provide manner of payment of inspectors, and repealing Chapter 26, Laws of Utah, 1905, entitled 'An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and to provide revenues to enforce the same,' " beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 299 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 293, by Special Judiciary Committee, entitled "An Act providing for the filing new and sufficient undertakings on appeals from any court," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.
H. B. No. 293 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 207, by Mr. Benner X. Smith, entitled "An Act defining the duties of the State Board of Land Commissioners and prohibiting any member or employee of the board from directly or indirectly acquiring title to or interest in any said lands and prohibiting the interference by members or employees of said board with bona fide applicants, and providing a penalty therefor, and amending Section 17 of Chapter 64, Laws of Utah, 1899, as amended by Chapter 35, Laws of Utah, 1901," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 207 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committe to which was referred S. P. No. 7, by Mr. Seely, and S. P. No. 2, by Mr. Miller, recommend that the petitions be filed.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

The Committee on County and Municipal Corporations beg leave to report the following S. J. R. No. 4, entitled "An Act proposing an amendment to Section 3, Article XI of the Constitution relating to counties, cities and towns, for the purpose of prescribing manner of

creating new counties, and changing boundaries," and recommend its passage.

Respectfully,

BENNER X. SMITH,
Chairman.

Report adopted.

S. J. R. No. 4 was read the first and second times.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, S. B. No. 69, "An Act to amend Section 2516, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, and Section 2547, Revised Statutes of Utah, 1898, defining the duties of Assessors"; and S. B. No. 85, "An Act amending Section 1775, Revised Statutes of Utah, 1898, relating to the apportionment of the school fund"; and S. B. No. 162, "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to City Justices of the Peace, etc."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to return to your honorable body without approval, S. B. No. 160, "An Act to prohibit persons, firms, or corporations from making contracts

of champerty, and maintenance, or engaging in the business of soliciting and maintaining litigation in the courts of this State, and providing a penalty for the violation thereof."

I believe the general object of the bill is worthy, but the provision in Section 1 that it shall be unlawful for any person, firm, or corporation to engage in the business of soliciting and maintaining litigation in the courts of this State appears to me to cover not only some pernicious practices in law, but also some perfectly legitimate ones. It would doubtless work a great hardship on practically all the lawyers of the State. For this reason I am constrained to disapprove the measure, and return it herewith for your consideration and action.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed and S. B. 160 was referred to Sifting Committee.

THIRD READING OF BILLS.

H. B. No. 40, by Mr. Tolton, entiled "An Act to amend Section 231, Revised Statutes of Utah, 1898, as amended by Chapter 91, Laws of Utah, 1901, relating to the annual financial statements of cities, the duties of the Auditor and City Recorder," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Gardner, Lawrence, Wiliams.

The title of the bill was made the title of the act.

S. B. No. 157, by Mr. Williams, entitled "An Act amending Section 4261, Revised Statutes of Utah, 1898,

defining gambling and providing a penalty therefor," was amended. read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 5; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Johnson, Miller, Park, Rasband, John Y. Smith, Walton, Williams.

Those voting in the negative were: Messrs. Hulaniski, Lawrence, Seely, Benner X. Smith, Mr. President.

The title of the bill was made the title of the act.

The rules were suspended and S. B. No. 208, by Mr. Walton, entitled "An Act creating 'the County Roard and School Fund from Forest Reserves,' providing how said fund shall be drawn, apportioned and distributed," was read the second and third times and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 88, by Mr. Robinson, entitled "An Act to amend Section 1, Chapter 131, Laws of Utah, 1903, entitled 'An Act making it the duty of County Auditors to prepare and file statements showing the amount paid for salaries of County Assessors and County Treasurers and their deputies and assistants and providing for the apportionment of said sum to the various taxing funds,'" was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski,

Johnson, Miller, Park, Rasband, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Gardner, Lawrence, Seely, Benner X. Smith, Williams.

The title of the bill was made the title of the act.

H. B. No. 92, by Mr. Richards, entitled "An Act to amend Section 35, Chapter 107, Laws of Utah, 1905, fixing the per cent of bonded indebtedness of taxable property in school districts," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, Mr. President.

Absent and not voting: Mesrs. Park, John Y. Smith and Williams.

The title of the bill was made the title of the act.

Mr. Hulaniski was called to the chair.

S. B. No. 186, by Mr. Seely, entitled "An Act to amend Sections 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129 of the Revised Statutes of Utah, 1898, pertaining to the Deseret Agricultural and Manufacturing Society and changing its name to Utah State Fair Association," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Williams.

Absent and not voting: Messrs. Brinkerhoff, Johnson, Benner X. Smith, Walton and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 203, by Mr. Park, entitled "An Act appropriating the sum of six hundred dollars to Ware & Treganza, architects, for services in preparing detail sketches, plans, elevations, perspective and detail estimate for State Armory Building," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Johnson, Lawrence and Benner X. Smith.

The title of the bill was made the title of the act.

S. B. No. 200, by Committee on Private Corporations and Insurance, entitled "An Act to amend Section 352, Revised Statutes of Utah, 1898, relating to penalties imposed upon corporations not organized under the laws of this State and doing business in this State before complying with the provisions of Section 351, Revised Statutes of Utah, 1898,' 'was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Johnson, Lawrence and Benner X. Smith.

The title of the bill was made the title of the act.

H. B. No. 182 and H. B. No. 191 were, on motion, laid upon the table.

S. B. No. 198 was placed on the calendar for future consideration.

H. B. No. 43, by Mr. N. U. S. C. Jensen, entitled "An Act amending Section 3669, Revised Statutes of Utah, 1898, as amended by Section 3669, Chapter 92, Laws of Utah, 1905, relative to change of venue in cases pending before Justices of the Peace," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 1; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Johnson, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Voting in the negative: Mr. Hulaniski.

Absent and not voting: Messrs. Park and Williams.

The title of the bill was made the title of the act.

H. J. R. No. 11, by Committee on Claims and Public Accounts, for refund of State Land money to William Gibson, was amended, read the third time under suspension of the rules and passed by the following vote: Ayes, 10; nays, 0; absent and not voting, 8.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Rasband, Seely, Walton, Mr. President.

Absent and not voting: Messrs. Gardner, Johnson, Lawrence, Miller, Park, Benner X. Smith, John Y. Smith, and Williams.

The title of the bill was made the title of the act.

S. B. No. 205, by Mr. Walton, entitled "An Act creating a commission to represent the State of Utah at the Jamestown Tercentennial Exposition, at Norfolk, Va., in the year 1907; to define its powers and duties, and to make an appropriation therefor," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 1; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth,

Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton.

Voting in the negative: Mr. Hulaniski.

Absent and not voting: Messrs. Johnson, Park, Williams and Mr. President.

The title of the bill was made the title of the act.

Senator Bullen was called to the chair.

S. B. No. 204, by Mr. Walton, entitled "An Act creating a commission to represent the State of Utah at the Alaska-Yukon-Pacific Exposition, at Seattle, in the year 1909; to define its powers and duties, and to make an appropriation therefor," was amended, read the second and third times under suspension of the rules and passed by the following vote: Ayes, 14; nays, 1; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Johnson, Lawrence, Miller, Rasband, Seely, John Y. Smith, Walton, Williams.

Voting in the negative: Mr. Hulaniski.

Absent and not voting: Messrs. Park, Benner X. Smith and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 72, by Committee on Highways and Bridges, entitled "An Act providing an annual road poll tax; specifying who shall be liable and the manner of collecting and expending the said tax; also repealing Sections 1743, 1745, 1746, 1747, 1748, 1750 and 1751, Revised Statutes of Utah, 1898, and Section 1744, Revised Statutes of Utah, 1898, as amended by Chapter 15, Laws of Utah, 1901, relating to poll tax," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 3; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth,

Johnson, Park, Rasband, Seely, John Y. Smith, Williams,

Those voting in the negative were: Messrs. Hulaniski, Lawrence and Miller.

Absent and not voting: Messrs. Benner X. Smith, Walton and Mr. President.

The title of the bill was made the title of the act.

S. J. R. No. 2, by Mr. Miller, entitled "A Resolution proposing an amendment to Section 7 of Article XIII. of the Constitution of the State of Utah relating to the rate of taxation," was amended, read the third time under suspension of the rules and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the resolution was made the title of the act.

S. B. No. 202, by Committee on Live Stock, entitled "An Act amending Section 4456, Revised Statutes of Utah, 1898, relating to the arrest of any persons violating Chapter 52 of said laws, relating to cruelty to animals, and providing for the seizure of all animals in custody of the persons arrested," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 1; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Voting in the negative: Mr. Lawrence.

Absent and not voting: Messrs. Johnson and Benner X. Smith.

The title of the bill was made the title of the act.

INTRODUCTION OF BILLS.

S. B. No. 209, by Mr. Miller, "A Bill for an Act amending Section 1 and repealing Section 4, Chapter 55, Laws of Utah, 1901, relating to the State Bureau of Statistics and the commissioner thereof; placing said bureau under the control of the State Board of Equalization; making the secretary of said board ex-officio the commissioner of said bureau; terminating the term of office of the present commissioner of said bureau," was read the first and second times and by unanimous consent was placed upon the calendar.

THIRD READING OF BILLS.

S. B. No. 196, by Mr. Benner X. Smith, entitled "An Act amending Section 1944, Revised Statutes of Utah, 1898, relating to the canvass of the ballots cast at a bond election, making returns thereof, filing statements relating thereto in the County Clerk's office, issuing bonds and providing a tax for interest thereon and redemption thereof, and limiting the amount of bonds that may be issued," was amended, read the third time under suspension of the rules and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Williams.

Absent and not voting: Messrs. Callister, Seely, Walton and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 86, by Mr. Hollingsworth, entitled "An Act to amend Section 273 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1901, concerning notice of intention to levy local assessments in cities," was amended, read the third time under suspension of the rules and passed by the following vote: Ayes, 10; nays, 6; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Hollingsworth, Johnson, Lawrence, Miller, Rasband, Seely, Mr. President.

Those voting in the negative were: Messrs. Bullen, Hulaniski, Park, Benner X. Smith, John Y. Smith and Walton.

Absent and not voting: Messrs. Gardner and Williams.

The title of the bill was made the title of the act.

H. B. No. 228, by Mr. Dyreng, entitled "An Act to amend Section 487, Revised Statutes of Utah, 1898, providing the manner in which dispute regarding county boundary lines may be finally settled," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Lawrence, Miller, Park, Rasband and John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 160, by Mr. Clegg, entitled "An Act to amend Sections 1 and 2, Chapter 77, Laws of Utah, 1905, authorizing cities of the first and second classes to issue scrip against the funds to be raised by special taxes and to dispose of such scrip, and providing for the manner of issuing the same, and the enforcement and redemption thereof," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Lawrence and John Y. Smith.

The title of the bill was made the title of the act.

S. J. R. No. 4, by Committee on County and Municipal Corporations, entitled "An Amendment to Section 3, Article XI of the Constitution, relating to counties, cities and towns, for the purpose of prescribing manner of creating new counties and changing boundaries," was amended, read the third time under suspension of the rules and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Johnson, Park and Williams.

S. B. No. 207, by Mr. Benner X. Smith, entitled "An Act defining the duties of the State Board of Land Commissioners and prohibiting any member or employee of the board from directly or indirectly acquiring the title to or interest to any said lands and prohibiting the interference by members or employees of said board with bona fide applicants, and providing a penalty therefor, and amending Section 17 of Chapter 64, Laws of Utah, 1899, as amended by Chapter 35, Laws of Utah, 1901," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not viting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Johnson and Williams.

The title of the bill was made the title of the act.

H. B. No. 54, by Mr. Tolton, "An Act amending Section 4233, Revised Statutes of Utah, 1898, prohibiting noisy and other amusements on Sunday and on Memorial Day and providing a penalty for the violation thereof," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 10; nays, 8; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Bullen, Callister, Gardner, Hollingsworth, Miller, Park, Rasband, John Y. Smith, Williams, Mr. President.

Those voting in the negative were: Messrs. Brinkerhoff, Clegg, Hulaniski, Johnson, Lawrence, Seely, Benner X. Smith and Walton.

The title of the bill was made the title of the act.

Mr. Hollingsworth gave notice to reconsider the vote by which H. B. No. 54 passed.

S. B. No. 192, by Mr. Hollingsworth, entitled "An Act relating to, regulating and providing for the nomination of candidates for public office in the State of Utah by primary elections and providing for penalties for the violation thereof," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 11; nays, 6; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Clegg, Gardner, Hollingsworth, Johnson, Lawrence, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Brinkerhoff, Bullen, Callister, Hulaniski, Miller and Seely.

Absent and not voting: Mr. Park.

The title of the bill was made the title of the act.

S. B. No. 210, by Committee on Public Institutions, entitled "An Act amending Section 962, Revised Statutes of Utah, 1898, authorizing and directing the State Board of Examiners to publish the bienniel reports of State officers, State institutions, and certain other reports and

permitting any State institution having the facilities so to do to print and publish its own biennial report," was amended, read the first, second and third times, under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton.

Absent and not voting: Messrs. Johnson, Williams and Mr. President.

The title of the bill was made the title of the act.

S. B. No. 190, by Mr. Benner X. Smith, "An Act providing for the filing of new and sufficient undertakings on appeals from any court," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Callister, Johnson, Park, Williams.

The title of the bill was made the title of the act.

S. B. No. 158, by Mr. Gardner, "An Act regulating the issuing of free transportation by common carriers, railroad and transportation companies, and providing a penalty for the violation thereof," was amended, read the third time under suspension of the rules, and failed to pass by the following vote: Ayes, 8; nays, 9; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Benner X. Smith, Walton, Mr. President.

Those voting in the negative were: Messrs. Brink-

erhoff, Bullen, Callister, Clegg, Johnson, Rasband, Seely, John Y. Smith and Williams.

Absent and not voting: Mr. Park.

S. B. No. 206, by Committee on Mines and Mining, entitled "A Bill for an Act to provide for ten feet of discovery work within one hundred and eighty days after location of certain mining claims, and providing for the recording of such work," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, John Y. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Clegg, Gardner, Benner X. Smith and Williams.

The title of the bill was made the title of the act.

Senator John Y. Smith was called to the chair.

H. B. No. 299, by Committee on Live Stock, "An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and provide manner of payment of inspectors, and repealing Chapter 26, Laws of Utah, 1905, entitled 'An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and to provide revenues to enforce the same,'" was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Messrs. Brinkerhoff, Gardner and Mr. President.

The title of the bill was made the title of the act.

Senator Walton was called to the chair.

H. B. No. 290, by Mr. Clegg, entitled "An Act to amend Section 1, Revised Statutes of Utah, 1898, relating to the adoption of persons," was amended, read the second and third times under suspension of the rules, and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen and Callister.

The title of the bill was made the title of the act.

S. B. No. 148, by Mr. Walton, entitled "An Act making it the duty of the State Board of Health to make rules governing the sanitation and disinfection of public buildings, railway coaches and sleeping cars, and providing a penalty for the violation of any provision of this act," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton.

Absent and not voting: Messrs. Brinkerhoff, Callister, Johnson, Williams and Mr. President.

The title of the bill was made the title of the act.

By unanimous consent S. B. No. 209, by Mr. Miller, was introduced.

S. B. No. 209, by Mr. Miller, entitled "An Act amending Section 1 and repealing Section 4, Chapter

55, Laws of Utah, 1901, relating to the State Bureau of Statistics and the Commissioner thereof; placing said bureau under the control of the State Board of Equalization; making the secretary of said board ex-officio the commissioner of said bureau; terminating the term of office of the present commissioner of said bureau." The rules were suspended and S. B. No. 209 was amended, read the first, second and third times and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

H. B. No. 302, by Special Judiciary Committee, entitled "An Act providing that attorneys' fees may be fixed by the court and taxed as costs in certain actions," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Gardner, Miller and Benner X. Smith.

The title of the bill was made the title of the act.

H. B. No. 296, by Special Judiciary Committee, entitled "An Act to prohibit the issuance of writs of attachment in cases before the affidavit is filed, or where the affidavit filed does not conform substantially with the requirements of Section 3066 of the Revised Statutes of Utah, 1898, and providing penalties," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, John Y. Smith, Walton, Williams.

Absent and not voting: Messrs. Bullen, Gardner, Johnson, Miller, Benner X. Smith and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 292, by Special Judiciary Committee, "An Act to prohibit the commencement of actions in the wrong precinct or city, and providing a penalty therefor," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Callister, Gardner and Miller.

The title of the bill was made the title of the act.

H. B. No. 255, by Mr. Robinson, "An Act to amend Section 795 of the Revised Statutes of Utah, 1898, relating to the appointment of registry agents," was amended, read the third time under suspension of the rules, and failed to pass on the following vote: Ayes, 4; nays, 10; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Gardner, Hollingsworth, Benner X. Smith, Williams.

Those voting in the negative were: Messrs. Callister, Clegg, Hulaniski, Johnson, Park, Rasband, Seely, John Y. Smith, Walton and Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Lawrence and Miller.

H. B. No. 271, by Mr. Westphal, "An Act to amend Section 4361 of the Revised Statutes of Utah, 1898, as

amended by Chapter V., Laws of Utah, 1903, relating to the penalty for grand larceny," was amended, read the second and third times under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Lawrence, Miller and Mr. President.

The title of the bill was made the title of the act.

The President resumed the chair.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 188, by Mr. Williams, "An Act amending Section 2309, Revised Statutes of Utah, 1898, relating to instruction in the University of Utah, providing entrance and tuition fees, and prohibiting religious or political tests."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and S. B. No. 188 was read, as amended, and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brink-

erhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

S. B. No. 188 was referred to Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 145, by Committee on Judiciary, entitled "An Act to amend Section 1, Chapter 61, Laws of Utah, 1903, and Section 18 of Chapter 109, Laws of Utah, 1901, relating to the service of process of City Courts, by whom the same may be served, and providing for appeals from City Courts to District Courts and from District Courts to the Supreme Court in certain cases."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and S. B. No. 145 was read, as amended, and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Huleniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

S. B. No. 145 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 144, by Mr. John Y. Smith, "An Act to encourage the destruction of certain wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties, and providing additional revenues; providing the manner in which such bounties may be procured; providing penalties for the procurement of such bounties by fraud and for violation of this act, and amending Chapter 114, Laws of Utah, 1905."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and S. B. No. 144 was read, as amended, and passed by the following vote: Ayes, 14; nays, 4; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Miller, Park, Rasband, Seely, John Y. Smith, Williams, Mr. President.

Those voting in the negative were: Messrs. Gardner, Lawrence, Benner X. Smith and Walton.

S. B. No. 144 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, S. B. No. 167, by Mr. Walton, "An Act to codify and revise certain laws of the State, providing for the creation of the office of a Dairy and Food Commissioner and defining the duties thereof, and defining standards of purity for certain foods; to prohibit the sale of foods below the standard of purity or that are impure, unwholesome, adulterated, or misbranded, to provide penalties for the violation of any provisions of this act, and to repeal Chapter 25, Laws of Utah, 1903."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 167 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives desires to recall S. B. No. 167, by Mr. Walton, for further amendment.

In accordance therewith I have the honor to ask for its return.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The request was granted.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 289, by Committee on Municipal Cor-

porations, "An Act defining and regulating special tax funds in cities of the first and second classes and providing for the issue of warrants against the same, and repealing Chapter 77, Laws of Utah, 1905."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 289 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honohable body that the House of Representatives has this day passed, as amended, S. B. No. 90, by Mr. Hulaniski, "An Act to amend Sections 1, 5, 6, 9, 10, 11, 13 and 14 of Chapter 137, Laws of Utah, 1903, and to regulate the practice of barbering, the registering and licensing of persons to carry on such practice, and to insure the better education of such practitioners, and to insure better sanitary conditions in barber shops, and to prevent the spreading of disease in the State of Utah."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments as made by the House and S. B. No. 90 was read as amended and passed by the following vote: Yeas, 14; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth,

Hulaniski, Johnson, Lawrence, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Miller, Park, Benner X. Smith, John Y. Smith.

S. B. No. 90 was referred to the Committee on Engrossed and Enrolled Bills.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, S. B. No. 61, "An Act amending Section 3683, Revised Statutes of Utah, 1898, relating to the service of summons, etc."; and S. B. No. 93, "An Act two new sections of the Revised Statutes of Utah, 1898, to be known as Sections 4334-A and 4334-B, and amending Section 4334, etc., relating to burglary, etc."; and S. B. No. 103, "An Act to amend Section 3, Chapter 45, Laws of Utah, 1899, and defining the duties and powers of the Board of Health in respect to abatement of nuisances"; and S. B. No. 118, "An Act providing for an annual convention of health officers, etc."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to return to your honorable body,

without approval, S. B. No. 97, "An Act authorizing cities of the first class to take official census in any year except in the year when a State or United States census is taken."

My reason for this action is that the act would be ineffectual on account of Subdivision 72 of Section 206, Revised Statutes of Utah, 1898, not being repealed. This subdivision provides that "no census shall be taken oftener than once in five years."

The bill is returned for your further consideration and action.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed, and S. B. No. 97 was referred to the Sifting Committee.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to return to your honorable body, without approval, S. B. No. 119, "An Act repealing Section 2051, Revised Statues of Utah, 1898, as amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of District Judges and District Attorneys."

It was intended in my message to the Legislature, page 38, that it would be desirable for this section to be repealed, so far as it relates to the mileage of District Judges; but it was not intended that the mileage of District Attorneys should be stopped. Since this measure would have that effect, it is hereby disapproved and returned for your further action.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed, and S. B. No. 119 was referred to the Sifting Committee.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 87, by Mr. Pedersen, entitled "An Act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violation of the provisions hereof."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 87 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 275, by Committee on Agriculture and Horticulture, "An Act creating a State Board of Horticulture, providing for the publication and distribution of its reports, for the appointment of County Horticultural Inspectors, defining their duties, the duties of orchardists, nurserymen, and common carriers, making an appropria-

tion for carrying out the provisions of this act, and repealing Chapter 98, Laws of Utah, 1905."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 275 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 246, by Mr. Robinson, "An Act to amend Section 2117, Revised Statutes of Utah, 1898, relating to the education of deaf, dumb and blind children."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 246 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 138, by Committee on Highways and Bridges, "An Act providing for a system of State highways, also a

State Highway Building Fund and the distribution of the same to the several counties of the State; also providing for the duties of the State Engineer and the County Commissioners for the furtherance of good roads, and repealing Chapter 125, Laws of Utah, 1903."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 138 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am dircted to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 173, by Mr. Benson, "An Act defining and classifying transient stock and providing for the assessment, collection and distribution of taxes on the same, providing penalties for violation of its provisions, and repealing Chapter 105, Session Laws of Utah, 1901."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 173 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am dircted to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 118, by Committee on Live Stock, "An Act regulating the shipment of certain live stock and providing for inspection and records of same."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 118 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am dircted to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 174, by Mr. Benson, "An Act to amend Section 2428, Revised Statutes of Utah, 1898, as amended by Chapter 67, Laws of Utah, 1899, relating to the duties of the State Treasurer."

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 174 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 128, "An Act to provide revenue for the support of the government of the State, and for the several counties of the State, and district and county schools, for the fiscal years 1907 and 1908"; and H. B. No. 204, "An Act amending Section 13, Chapter 107, Laws of Utah, 1905, relating to the compensation and traveling expenses of members of Boards of Education in county school districts of the first class."

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 193, by Mr. Park, "An Act amending Section 1793, Revised Statutes of Utah, 1898, relating to annual teachers' institutes, providing for the creating of a governing board for the holding of county teachers' institutes, for union institutes and for instruction therein."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 193 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed, as amended, H. B. No. 107, by Mr. Randall, "An Act to amend Section 277, Chapter 12, Title 10 of the Revised Statutes of Utah, 1898, providing for levies of special taxes; and Section 278 of said Chapter 12, Title 10 of the Revised Statutes of Utah, providing for notice of delinquency."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 107 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 214, by Mr. Giles, "An Act amending Section 4921, Revised Statutes of Utah, 1898, as amended by Chapter 31, Session Laws of Utah, 1903, relating to fines."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 214 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 283, by Mr. Barnett, "An Act making an appropria-

tion for the improvement of existing roads and bridges in Juab County."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 283 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 89, by Mr. Hollingsworth, relating to land titles, registration of titles, etc.

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 89 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 130, by Mr. Benner X. Smith, entitled "An Act to amend Section 655 of the Revised Statutes of Utah, 1898, relating to the powers of the Supreme Court."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 130 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 305, by Mr. Dorius, "An Act providing for instruction in agriculture and manual training in the higher grades of the public school system in the various counties, and making an appropriation therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 305 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 138, by Mr. Lawrence, "An Act amending Section 3302 of the Revised Statutes of Utah, 1898, relating to appeals to the Supreme Court."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 138 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 173, by Mr. Bullen, "An Act providing that instruction in the Agricultural College shall be free to residents and providing an entrance fee to residents and non-residents."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 173 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 183, by Committee on Appropriations and Claims, "An Act appropriating the sum of two thousand one hundred and twenty-five dollars to P. T. Farnsworth, Jr., for services rendered to the State as Deputy Attorney General during the period from August first, A. D. 1905, to December thirty-first, A. D. 1906."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 183 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. B. No. 158, by Mr. Richards, "An Act to provide detention homes for the care and custody of dependent or delinquent children sixteen years of age or under, and to provide for the care, education, conduct and maintenance therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 158 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 122, by Mr. Benner X. Smith, "An Act amending Section 3588 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1901, providing for the uses in which the right of eminent domain may be exercised."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 122 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 195, by Mr. Benner X. Smith, "An Act amending Section 1883, Revised Statutes of Utah, 1898, relating to calling elections to vote upon proposals to issue school district bonds."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 195 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 106, by Mr. Brinkerhoff, "An Act amending Section 5, Chapter 119, Laws of Utah, 1903, relating to the protection, inspection and encouragement of the bee industry and providing for the appointment of an inspector and providing penalties."

The same is herewith returned for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 106 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 187, by Mr. Benner X. Smith, "An Act to amend Section 277, Revised Statutes of Utah, 1898, relating to special taxes."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 187 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 152, by Mr. Benner X. Smith, entitled "An Act to amend Section 1401, Revised Statutes of Utah, 1898, and to extend the scope and operation of a livery stable keepers lien."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 152 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day discovered an apparent error in Senate communication relating to approval by Governor of S. B. No. 163, as the House has no record of this bill ever having been passed.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives, on March 9, 1907, rejected, by a roll call vote of 21 ayes; 14 nays; absent and not voting, 9, S. B. No. 120, referred to by Governor Cutler in his communication to the Senate; but through a clerical error the bill was reported to the Senate as having passed.

This explanation will, perhaps, assist you in adjusting the difficulty complained of.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 83, by Mr. Hollingsworth, "An Act imposing a license tax upon itinerant venders, peddlers and canvassers of agricultural and domestic implements and machinery and wagons, buggies, vehicles, and other articles; providing for the collection thereof, and providing a penalty for the violation thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments as made by the House and S. B. No. 83 was read as amended and passed by the following vote: Ayes, 18.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams and Mr. President.

S. B. No. 83 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to ask your honorable body for the return to the House of S. B. No. 57.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 57 was returned to the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State, H. B. No. 246, "An Act to amend Section 2117, Revised Statutes of Utah, 1898, relating to the education of deaf, dumb or blind children"; and H. B. No. 263, "An Act amending Section 4425, Revised Statutes of Utah, 1898, with reference to injuries to railroads."

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 57, by Mr. Seely, entitled "An Act regulating the manufacture, quality and sale of butter, and requiring all wrappers or packages of butter to be marked with the name and address of the manufacturer and weight of same and providing penalties for the violation thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the amendments made by the House and on motion of Mr. Seely a Conference Committee was appointed, consisting of Messrs. Seely, Brinkerhoff and Walton, to act with a like committee from the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. J. R. No. 9, by Mr. Dyreng, "A Resolution proposing an amendment to Section 2 of Article 10 of the Constitution of the State of Utah, as amended January 1st, 1907, relating to the public school system, and Section 3, of Article 10 of the Constitution of the State of Utah, relating to the State school fund."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The rules were suspended and H. J. R. No. 9 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 196, by Mr. Benner X. Smith, entitled "An Act amending Section 1944, Revised Statutes of Utah, 1898, relating to the canvass of the ballots cast at a bond election, making returns thereof, filing statements relating thereto in the County Clerk's office, issuing bonds and providing a tax for interest thereon and redemption thereof, and limiting the amount of bonds that may be issued."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 196 was read the first time and referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 169, by Mr. Walton, "An Act providing for the establishment of a course of instruction in the public schools on the subjects of sanitation and the cause and prevention of disease."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 169 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State, H. B. No. 97, "An Act to amend Section 2655, Revised Statutes of Utah, 1898, as amended by Chapter 76, Laws of Utah, 1905, relating to the sale of real estate for taxes and the distribution of the proceeds."

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Conference Committee report on H. B. No. 99 was adopted and H. B. No. 99 was placed upon the calendar.

THIRD READING OF BILLS.

H. B. No. 293, by Special Judiciary Committee, entitled "An Act providing for the filing of new and sufficient undertakings on appeal from any court," was amended, read the second and third times under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Gardner, Miller, Seely and John Y. Smith.

The title of the bill was made the title of the act.

On motion of Mr. Clegg H. B. No. 126 was placed on the table.

S. B. No. 155, which was to have been considered at this time, was, on motion of Mr. Lawrence, laid upon the table.

H. J. M. No. 10, by Mr. Kuchler, memoralizing Congress concerning the creation of a Department of Mining, was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 10; nays, 2; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Callister, Hollingsworth, Lawrence, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Hulaniski and Seely.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Clegg, Gardner, Johnson and Miller.

H. B. No. 133, by Mr. Randall, entitled "An Act establishing a Board of Park Commissioners, in cities of the second class having over fifteen thousand (15,000) inhabitants in Utah; and authorizing such cities to create such board and to make appropriations therefor," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner, Miller and John Y. Smith.

The title of the bill was made the title of the act.

COMMITTEE REPORT.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 294, by Special Judiciary Committee, entitled "An Act to amend Section 3685 of the Revised Statutes of Utah, 1898, as amended by Chapter 89, Laws of Utah, 1905, relating to the form of pleadings in Justice's Courts, declaring certain judgments void, and providing for re-

view thereof," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 294 was read the second time.

COMMITTEE REPORTS.

COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Joint Conference Committee, to whom was referred House Bill No. 99, by Mr. Hone, entitled "An Act requiring all corporations to pay an annual State license, providing for the enforcement of same and prescribing a penalty for the refusal or failure to comply therewith, and making certain exceptions," respectfully recommend that the House concur in all the Senate amendments except the one on line 5, and recommend that after the word "follows," on line 5, the words "of $10,000" be stricken out and the following inserted in lieu thereof: "all corporations with an authorized capital stock of $10,000, or less, $5.00; with an authorized capital of more than $10,000, and not to exceed $25,000, $10.00; with an authorized capital of more than $25,000, and not to exceed $50,000, $15.00; with an authorized capital of more than $50,000, and not to exceed $75,000, $20.00; with an authorized capital of more than $75,000, and not to exceed $100,000, $25.00; and with an authorized capital of more than $100,000, and not to exceed $150,000, $35.00; and with an authorized capital of more than $150,000, and not to exceed $200,000, $40.00; with an authorized capital of over $200,000, $50.00."

Respectfully submitted,
LAWRENCE,
BULLEN,
GARDNER,
GEO. A. HONE,
JOHN Q. CRITCHLOW,
JOHN N. HENRIE.

THIRD READING OF BILLS.

H. B. No. 294, by Special Judiciary Committee, entitled "An Act to amend Section 3685 of the Revised Statutes of Utah, 1898, as amended by Chapter 89, Laws of Utah, 1905, relating to the form of pleadings in Justice's Courts, declaring certain judgments void, and providing for review thereof," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Clegg.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 99, by Mr. Hone, "An Act requiring all corporations to pay an annual State license; providing for the enforcement of same and prescribing a penalty for refusal or failure to comply therewith and making certain exceptions."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

COMMITTEE REPORTS.

COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Conference Committee to which was referred H. B. No. 242, entitled "An Act to amend Section 1815, Revised Statutes of Utah, 1898, as amended by Chapter

37, Laws of Utah, 1901, as amended by Chapter 83, Laws of Utah, 1905, providing for a Public School Library Fund and also prescribing the manner in which the same shall be expended," beg leave to report that they have had the same under consideration and recommend that the House concur in the amendment as made by the Senate, and as amended, that the bill be passed.

ORVIL L. THOMPSON,
Chairman House Conference Committee.
PARK,
Chairman Senate Conference Committee.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 166, by Judiciary Committee, entitled "An Act to amend Section 3650 of the Revised Statutes of Utah, 1898, relating to certiorari and providing for writs of certiorari from District Courts to Justice's Courts in all cases where judgment has been taken upon exparte hearing or default," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 166 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing therof.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:—I have the honor to return to your honorable body, without approval, Senate Bill No. 52, "An Act regulating the service of certain male animals, and repeal-

ing Chapter 5, Title 2, Revised Statutes of Utah, 1898."

My reason for this action is the fact that the construction of the third section of the measure is fatally defective. Under its provisions, the use of an animal for public service, even if it were blooded and pedigreed, would be a misdemeanor. This is evidently against the intention of the one who proposed the measure, and it would lead to a great deal of trouble and misunderstanding. The bill is, therefore, returned for your further consideration and action. If this defect is remedied, I shall be pleased to approve the measure.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed and S. B. No. 52 was referred to the Sifting Committee.

COMMITTEE REPORT.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 129, by Mr. Benner X. Smith, entitled "An Act to amend Section 973, Revised Statutes of Utah, 1898, providing for the collection of fees of county recorders, as amended by Chapter 47 of the Laws of Utah, 1905," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 129 was signed by the President in the presence of the Senate, in open session, after the title thereof had been publicly read immediately before the signing thereof.

SENATE RESOLUTION.

Senate Concurrent Resolution No. 4, by Mr. Williams:

Whereas, For the expedition of the business of the Eighth Session of the Legislature of the State of Utah, that all copies of bills as passed by both houses, the engrossing thereof, instead of being written as heretofore, be typewritten on suitable paper.

Therefore, be it resolved, that the Secretary of State is hereby ordered and directed to furnish the necessary supplies and materials for the typewriting of all engrossed copies of bills for the Eighth Session of the Legislature, and that thereafter that all such bills be typewritten on bond paper with record ink." The rules were suspended and S. C. R. No. 4 was read the first, second and third times and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Clegg, Johnson and Seely.

S. R. No. 7, by Mr. Lawrence:

Whereas, At the recent hearing before a Committee of this Legislature, appointed to investigate and report on an alleged coal shortage and discrimination of freight rates and the transportation problem in all its phases as affecting the interests and welfare of the citizens and industries of this State; and

Whereas, The limited time granted for said hearing, said committee was not permitted to pursue its investigations as far as the questions involved warranted; and

Whereas, Representatives of the transportation companies, in their testimony before said committee, represented that conditions probably would be worse during the coming winter than they were during the past;

Therefore, be it Resolved, That the President of the Senate is hereby empowered to appoint a Board of Inquiry, consisting of five Senators of this body, the Presi-

dent to act as chairman and ex-officio member of said committee, whose duty it shall be to fully investigate said conditions and report to the next session of the Senate their findings, with such recommendations as in their judgment will better conditions, and whether or not legislative action is necessary;

And, be it further Resolved, That the said Board of Inquiry be, and the same is hereby authorized to subpoena witnesses, administer oaths, and to do all and everything necessary and proper to carry out the purposes for which said Board is created.

Resolution adopted.

Whereupon the President appointed Senators Lawrence, Hulaniski, Gardner and Clegg, with the President as ex-officio Chairman, as members of the said Board of inquiry as provided for in S. R. No. 7.

THIRD READING OF BILLS.

H. J. R. No. 1, "Proposing an amendment to Section 4 of Article 14 of the Constitution of the State of Utah, relating to indebtedness of counties, cities, etc.," was amended, read the third time under suspension of the rules and failed to pass by the following vote: Ayes, 9; nays, 8; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Hollingsworth, Johnson, Lawrence, Miller, Park, Benner X. Smith, John Y. Smith.

Those voting in the negative were: Messrs. Bullen, Gardner, Hulaniski, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Mr. Callister.

H. B. No. 99, by Mr. Hone, entitled "An Act requiring all corporations to pay an annual State license; providing for the enforcement of same and prescribing a penalty for refusal or failure to comply therewith, and making certain exceptions," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 14; nays, 2; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Park, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Lawrence and Rasband.

Absent and not voting: Messrs. Gardner and Miller.

The title of the bill was made the title of the act.

Mr. Benner X. Smith was called to the chair.

H. B. No. 202, by Mr. Robinson, entitled "An Act amending Section 222, Revised Statutes of Utah, 1898, forbidding officers of cities, towns or municipal corporations to be interested in public contracts," was amended read the third time under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Gardner, Johnson, Miller, Seely, John Y. Smith, Mr. President.

The title of the bill was made the title of the act.

H. B. No. 301, by Mr. Thompson, entitled "An Act to amend Sections 2101 and 2103, Revised Statutes of Utah, 1898, relating to laws governing the Utah School for the Blind," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Bullen, Callister, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Clegg and Miller.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 13, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 70, "An Act creating the 'Utah Board of Commissioners for the Promotion of Uniformity of Legislation in the United States,' etc."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to transmit to your honorable body the following data, just received at this office: In 1908. from May 25th to June 20th, inclusive, there will be held in New York City an International Mining Exposition. All nations of the world will be invited to participate in this exposition, and I am informed that great interest is being taken in it by mining men everywhere. Utah is included in the invitations to the various states, and on account of our great interest in the mining industry, the invitation should, if possible, be accepted.

I respectfully suggest that steps be immediately taken looking to the creation of a commission to arrange for an exhibit at this exposition; and I shall be pleased to cooperate with you, and with the commission, if one shall be appointed, in bringing Utah's mineral resources to the attention of the world.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication referred to the Sifting Committee.

COMMUNICATION.

OFFICE OF CHARLES S. TINGEY,
SECRETARY OF STATE,
Salt Lake City, March 18, 1907.

To the Senate:

I am directed by the State Board of Examiners to transmit to your honorable body the attached claims of Juab County, enumerated below, and to report that in the opinion of the board, appropriations should be made to cover these claims, provided, however, that before they are paid the State Board of Examiners shall cause an audit to be made of the records of said county, and compare same with the records of the State Auditor and become satisfied that they are proper claims against the State:

For one-half cost of maps and plats for assessors from April 6, 1897, to February 1, 1904.....$429.71
For one-half of the salaries of County Treasurer, Assessor and Attorney and their deputies during the years 1896 and 1897..... 545.83
For one-half cost of copying district mining records during the year 1900..... 36.80
For one-half cost of copying mining records during the year 1897 and first half of 1904..... 71.75
For one-half amount paid for bounties provided in Sections 2039 and 2042, Revised Statutes of Utah, 1898, during the years 1896 and 1897.. 101.60

Respectfully,
C. S. TINGEY,
Secretary State Board of Examiners.

Communication filed, and claims referred to the Committee on Appropriations.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that

I have this day approved and filed in the office of the Secretary of State S. B. No. 129, "An Act to amend Section 973, Revised Statutes of Utah, 1898, providing for the collection of fees of County Recorders, as amended by Chapter 47 of the Laws of Utah, 1905."

Very respectfully,

JOHN C. CUTLER,
Governor.

COMMUNICATION.

OFFICE OF CHARLES S. TINGEY,
SECRETARY OF STATE,
Salt Lake City, March 14, 1907.

To the Senate:

I am directed by the State Board of Examiners to return to your honorable body the attached S. C.'s Nos. 21, 23 and 22, representing the claims of sundry persons for a refund of moneys paid for school lands alleged to have been occupied and cultivated prior to March 1, 1869, and to advise you that a majority of the board has disapproved these claims, for the reasons set out in its communication to your honorable body on March 8, 1907.

Very respectfully,

C. S. TINGEY,
Secretary State Board of Examiners.

Communication filed.

S. C.'s Nos. 21, 22 and 23 were referred to the Appropriation Committee.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Hansen, Meek and Henrie a Conference Committee to further consider H. B. No. 299,

the House having refused to concur in Senate amendments.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The President appointed as a Conference Committee on H. B. No. 299 to act with the House committee Messrs. Clegg, Hulaniski and Seely.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 87, by Mr. Bullen, entitled "An Act to amend Section 3148 of the Revised Statutes of Utah, 1898, relating to requested instructions to jury."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and S. B. No. 87 was read, as amended, and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

S. B. No. 87 was referred to the Committee on Enrolled and Engrossed Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B.

No. 98, by Mr. Gardner, entitled "An Act providing for the investigations and demonstrations of arid land farming in various localities in the State, and making an appropriation therefor."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 98 was referred to the Committee on Engrossed and Enrolled Bills.

The President resumed the chair.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 210, by Committee on Public Institutions, entitled "A Bill for an Act amending Section 962, Revised Statutes of Utah, 1898, authorizing and directing the State Board of Examiners to publish the biennial reports of State officers, State institutions, and certain other reports and permitting any State Institution having the facilities so to do to print and publish its own biennial report."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives this day desires to recall S. B. No. 210 for further consideration.

I therefore ask that it be returned to the House.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

Request granted, and S. B. No. 210 returned to the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted report of Conference Committee on H. B. No. 299, by Committee on Live Stock, and has passed, as amended, H. B. No. 299, "An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and provide manner of payment of inspectors and repealing Chapter 26, Laws of Utah, 1905. entiled 'An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and provide revenues to enforce the same.' "

The same is transmitted herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 63, by Mr. Rasband, entitled "An Act amending Section 4261 of the Revised Stat-

utes of Utah, 1898, relating to faro, roulette, etc., and providing a penalty for the violation thereof."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 204, by Mr. Walton, entitled "An Act creating a commission to represent the State of Utah at the Alaska-Yukon-Pacific Exposition, at Seattle, in the year 1909; to define its powers and duties, and to make an appropriation therefor."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 204 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 51, by Mr. Rasband, entitled "An Act to amend Section 1, Chapter 87, Laws of Utah, 1901, prohibiting the use of the device known as the 'slot machine' in this State and prescribing a penalty for the violation of this act."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 157, by Mr. Williams, entitled "An Act amending Section 4261, Revised Statutes of Utah, 1898, defining gambling and providing a penalty therefor."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 200, by Committee on Private Corporations and Insurance, entitled "An Act to amend Section 352, Revised Statutes of Utah, 1898, relating to penalties imposed upon corporations not organized under the laws of this State and doing business in this State before complying with the provisions of Section 351, Revised Statutes of Utah, 1898."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by report of committee, S. B. No. 190, by Mr. Benner X. Smith, entitled "An Act providing for the filing of new and sufficient undertakings on appeals from any court."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. C. R. No. 4, by Mr. Westphal.

The same is transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. C. R. No. 4 was signed by the President in duplicate.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 163, "An Act to amend Section 1831, Revised Statutes of Utah, 1898, providing that a county school district of the first class shall con-

stitute a high school district, etc.''; and H. B. No. 63, ''An Act relating to cities of the first, second and third class, providing for the settlement between a school district, or a part of a school district, and a city, when amended by extension of the city limits''; and H. B. No. 90, ''An Act creating a State school committee, defining its powers and duties, etc.''; and H. B. No. 122, ''An Act to amend Section 1785, Revised Statutes of Utah, 1898, as amended by Chapter 64, Laws of Utah, 1905, relating to the duties of County Superintendents.''

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 202, by Committee on Live Stock, ''An Act amending Section 4456, Revised Statutes of Utah, 1898, relating to the arrest of any persons violating Chapter 52 of said laws, relating to cruelty to animals and providing for the seizure of all animals in custody of the persons arrested.''

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 202 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. J. R. No. 2, by Mr. Miller, ''A Resolution

proposing an amendment to Section 7 of Article 13 of the Constitution of the State of Utah relating to the rate of taxation."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the House amendments to S. J. R. No. 2, and a Conference Committee, consisting of Senators Lawrence, Miller and Hollingsworth was appointed to confer with a like committee from the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 148, by Mr. Walton, "An Act making it the duty of the State Board of Health to make rules governing the sanitation and disinfection of public buildings, railway coaches and sleeping cars, and providing a penalty for the violation of any provision of this act."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 148 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. J. R. No. 4, "Proposing an amendment to

Section 3, Article 11 of the Constitution, relating to counties, cities and towns, for the purpose of prescribing manner of creating new counties and changing boundaries."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the House amendments to S. J. R. No. 4 and a Conference Committee, consisting of Senators Lawrence, Miller and Hollingsworth was appointed to confer with a like committee from the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 184, by Mr. Richards, "An Act to amend Section 633, Revised Statutes of Utah. as amended by Section 1, Chapter 42, Laws of Utah, 1901, defining the duties of the County Attorney."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 184 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House communication relative to passage of S. B. No.

62, by Mr. Benner X. Smith, was incorrect, as bill was rejected as shown by endorsement on back thereof.

The bill is returned herewith.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 166, "An Act to amend Section 3650 of the Revised Statutes of Utah, 1898, relating to certiorari and providing for writs of certiorari from District Courts to Justices' Courts in all cases where judgment has been taken upon exparte hearing or by default."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 166 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 165, "An Act to punish champerty and maintenance in Justices' Courts, and providing a penalty for violation thereof. and providing an attorney's fee to be taxed as costs in such cases."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 165 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 79, "An Act defining the boundary lines of Ogden City, and repealing all laws in conflict therewith."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 79 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 129, "An Act to amend Section 973, Revised Statutes of Utah, 1898, providing for the collection of fees of County Recorders, as amended by Chapter 47 of the Laws of Utah, 1905."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 129 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

Complying with your request, I have the honor to return herewith, for further consideration, S. B. No. 207 and H. B. No. 108.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives desires the return, for further consideration, of S. B. No. 189.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed, and S. B. No. 189 was returned to the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 266, by Mr. Hansen, entitled "An Act providing for the incorporation of mutual fire insurance companies in counties of the State of Utah, against loss and damage by fire, lightning or wind, and providing for the payment of premiums and the collection of losses"; H. B. No. 203, by Mr. Robinson, entitled "An Act amending Section 2498, Revised Statutes of Utah, 1898, relating to rules for the construction of statutes"; H. B. No. 228, by Mr. Dyreng, entitled "An Act to amend Section 487, Revised

Statutes of Utah, 1898, providing the manner in which disputes regarding county boundary lines may be finally settled"; and H. B. No. 286. by Mr. Bowns, entitled "An Act protecting every citizen in the enjoyment of personal rights."

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 266 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 203 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 228 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 286 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 160, by Mr. Clegg, "An Act to amend Sections 1 and 2, Chapter 77, Laws of Utah, 1905, authorizing cities of the first and second classes to issue scrip against the funds to be raised by special taxes and to dispose of such

scrip, and providing for the manner of issuing the same, and the enforcement and redemption thereof"; H. B. No. 40, by Mr. Tolton, "An Act to amend Section 231, Revised Statutes of Utah, 1898, as amended by Chapter 91, Laws of Utah, 1901, relating to the annual financial statements of cities, and the duties of the Auditor and City Recorder"; H. B. No. 274, by Mr. Kuchler, "An Act amending Section 2102, Revised Statutes of Utah, 1898, relating to the Utah School for the Blind and defining its objects and purposes, and providing a circulating library for the blind of the State"; H. B. No. 262, by Mr. Robinson, "An Act amending Section 4327, Revised Statutes of Utah, 1898, defining the word 'building' "; H. B. No. 70, by Mr. Richards, "An Act amending Sections 1 and 4, Chapter 107, Laws of Utah, 1905, providing where an entire county is constituted into one school district it shall be a county school district of the first class, and providing the manner of election of the members of the Board of Education thereof."

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 160 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 40 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 274 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 262 was signed by the President, in the presence of the Senate, in open session, after the title

had been publicly read immediately before the signing thereof.

H. B. No. 70 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed in open session, in the presence of the House, H. B. No. 132, by Mr. Randall, "An Act to amend Section 1244, Revised Statutes of Utah, 1898, relating to the rate and time for which liquor licenses may be granted"; H. B. No. 164, by Mr. Randall, "An Act amending Sections 1 and 14, Chapter 112, Laws of Utah, 1901, entitled "An Act to create and organize Municipal Court in certain cities, and to define the powers and duties and jurisdiction thereof, and making the judge of said court ex-officio Justice of the Peace in said cities, and ex-officio Justice of the Peace of precincts embraced in said cities"; H. B. No. 223, by Mr. Marks, "An Act providing the City Court in cities of the first class with a stenographer"; H. B. No. 92, by Mr. Richards, "An Act to amend Section 35, Chapter 107, Laws of Utah, 1905, fixing the per cent of bonded indebtedness of taxable property in school districts"; H. B. No. 117, by Mr. Marks, "An Act to regulate the practice of optometry in the State of Utah, defining the practice of optometry and providing for the appointment of the Board of Examiners and further providing for the issuing and revocation of licenses and fixing of a penalty for violation of the provisions of this act."

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 132 was signed by the President, in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 164 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 223 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 92 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No 177 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

Senator Clegg was called to the chair.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 167, by Mr. Walton, "An Act to codify and revise certain laws of the State, providing for the creation of the office of Dairy and Food Commissioner and defining the duties thereof, and defining standards of purity for certain foods; to prohibit the sale of foods below the standard of purity or that are impure, unwholesome, adulterated or misbranded, to provide penalties for the violation of any provisions of this act, and to reapel Chapter 25, Laws of Utah, 1905."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and, as asmended, S. B. No. 167 was read and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Bullen, Johnson, Miller, John Y. Smith, Mr. President.

S. B. No. 167 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by roll call vote, S. B. No. 189, by Mr. Clegg, "An Act amending Section 4224, Revised Statutes of Utah, 1898, providing that parents and guardians of any child under sixteen years of age, who wilfully fail to perform certain duties as provided by law shall be guilty of an offense and providing fine and imprisonment for the violation of this act."

The same is returned herewith.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 304, by Committee on Public Funds, substitute for H. B. No. 304, by Mr. Bower, "An Act to amend Section 34, Chapter 64, Laws of Utah, 1899, as

amended by Chapter 62, Laws of Utah, 1903, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 304 was read the first time and referred to the Sifting Committee.

The President resumed the Chair.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to submit the following named appointments, and invite thereto the advice and consent of your honorable body:

As members of the State Board of Land Commissioners, for the term of two years:

Wm. J. Lynch, of Salt Lake County.
Thos. C. Callister, of Millard County.
Henry N. Hayes, of Sevier County.
Wm. H. Thain, of Cache County.
W. D. Candland, of San Pete County.

As members of the Governing Board of the Utah Art Institute, for the term of two years:

John Hafen, of Salt Lake County.
A. B. Wright, of Cache County.
Virginia Snow Stephen, of Salt Lake County.
For the term of four years:
S. T. Whitaker, of Weber County.
Edwin Evans, of Salt Lake County.

G. Wesley Browning, of Salt Lake County.
For the term of six years:
M. M. Young, of Salt Lake County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to submit the following named appointments, and ask thereto the advice and consent of your honorable body:

As member of the Board of Trustees of the Agricultural College, for the unexpired term ending in 1909:

L. N. Stohl, of Box Elder County.

As member of the State Board of Health, for the unexpired term ending December 31, 1912:

F. S. Bascom, of Salt Lake County.

These gentlemen were appointed to these positions during the recent recess of the Legislature and the appointments are respectfully referred to your honorable body for confirmation.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Sec-

retary of State S. B. No. 69, "An Act to amend Section 2516, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, and Section 2547, Revised Statutes of Utah, 1898, defining the duties of assessors"; and S. B. No. 85, "An Act amending Section 1775, Revised Statutes of Utah, 1898, relating to the apportionment of the school fund"; and S. B. No. 162, "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to city justices of the peace, etc."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 164, "An Act limiting the time for service of summons issued out of Justices' Courts"; and S. (H.) B. No. 163, "An Act to amend Section 1831, Revised Statutes of Utah, 1898, providing that a county school district of the first class shall constitute a high schol district, and also endowing boards of education of such districts with all powers and duties as provided in Section 1833, Revised Statutes of Utah, 1898."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir.

I have the honor to inform your honorable body that

I have this day approved and filed in the office of the Secretary of State S. J. M. No. 2.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

COMMITTEE REPORTS.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 95, by Mr. Benner X. Smith, entitled "An Act to codify and revise certain laws of this State, providing for the formation and powers of railroad corporations and defining certain rights and powers of such corporations, including the power to acquire, hold, guarantee and dispose of corporate stocks, bonds, and other securities, as herein authorized, and to acquire lands, water and water rights, as herein authorized, and to operate steamships, sailing vessels and boats, of every description; and to repeal the following named acts and parts of acts, namely: Chapter 26, Laws of Utah, 1901, and Section 436 of the Revised Statutes of Utah, 1898, as amended by Chapter 108, Laws of Utah, 1903, Section 443 of the Revised Statutes of Utah, 1898, as amended by Chapter 29, Laws of Utah, 1905; and Section 444 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1905," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 95 was signed by the President, in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 154, by Committee on Military Affairs entitled "An Act to amend Section 3, Chapter 67, Laws of Utah, 1905, relating to the appointment and pay of 'company armorers,'" beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 154 was signed by the President, in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 114 by Mr. Benner X. Smith, entitled "An Act relating to instruments of writing informally executed and validating all of the same which were of record prior to January first, 1907," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 114 was signed by the President, in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 181, by Mr. Benner X. Smith entitled "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, fixing the salaries of certain State officers," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 181 was signed by the President, in the presence of the Senate in open session, after the title had been publicly read immediately before the signing thereof.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Sutton, Davis and Dyreng as a Conference Committee to meet with Senate Committee for further consideration of S. J. R. No. 2 and S. J. R. No. 4.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House has under consideration S. B. No. 67, by Mr. Benner X. Smith, in connection with House Bill on the

same subject and desires to know if the Senate will agree to the appointment of a Special Committee to meet with a like committee from the House for consideration of said bills.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The President appointed Messrs. Benner X. Smith, Gardner and Clegg as a committee to act in compliance with above request.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 275, "An Act creating a State Board of Horticluture, etc."; and H. C. R. No. 2.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 189, by Mr. Clegg, "An Act amending Section 4224, Revised Statutes of Utah, 1898, providing that parents and guardians of any child under sixteen years of age who wilfully fails to perform certain duties as provided by law shall be guilty of an offense and providing fine and imprisonment for the violation of this act."

The same is returned herewith.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 189, by Mr. Clegg, entitled "An Act amending Section 4224, Revised Statutes of Utah, 1898, providing that the parents and guardians of any child under sixteen years of age, who wilfully fail to perform certain duties as provided by law shall be guilty of an offense and providing fine and imprisonment for the violation of this act."

The Senate concurred in the amendments as made by the House and as amended was read and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Park, Rasband, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Gardner, Miller, Seely, John Y. Smith.

S. B. No. 189 was referred to the Committee on Enrolled and Engrossed Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 173, "An Act defining and classifying transient stock, and providing for the assessment, collection and distribution of taxes on the same, etc," and H. B. No. 174, "An Act to amend Section 2428, Revised Statutes of Utah, 1898, as amended by Chapter 67, Laws of Utah, 1899, relating to the duties of the State Treasurer."

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed, as amended, S. B. No. 205, by Mr. Walton, "An Act creating a commission to represent the State of Utah at the Jamestown Tercentennial Exposition, at Norfolk, Va., in the year 1907; to define its powers and duties, and to make an appropriation therefor."

The same is returned herewith for your further action.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and, as amended, S. B. No. 205 was read the third time and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Johnson, Miller, Park, Rasband, Seely, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Hollingsworth, Hulaniski, Lawrence, Benner X. Smith and John Y. Smith.

S. B. No. 205 was referred to the Committee on Enrolled and Engrossed Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 290, by Mr. Clegg, "An Act to amend Section 1, Revised Statutes of Utah, 1898, relating to the adoption of persons"; H. B. No. 43, by Mr. N. U. S. C. Jensen, "An Act amending Section 3669, Revised Statutes of Utah, 1898, as amended by Section 3669, Chapter 92, Laws of Utah, 1905, relative to change of venue in cases pending

before Justices of the Peace''; H. J. R. No. 11, by Committee on Claims and Public Accounts, claim of William Gibson for the sum of $231.82; H. B. No. 292, by Special Judiciary Committee, ''An Act to prohibit the commencement of actions in the wrong precinct, or city, and providing a penalty therefor''; H. B. No. 302, by Special Judiciary Committee, ''An Act providing that attorney's fees may be fixed by the court and taxed as costs in certain actions''; and H. B. No. 226, by Mr. Dyreng, ''An Act to amend Section 1369, Revised Statutes of Utah, 1898, providing that cities of the third class and towns, may assess a tax for the establishment and maintenance of public libraries and gymnasiums.''

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 290 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 43 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. J. R. No. 11 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 292 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 302 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 226 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 220, by Mr. Marks, "An Act providing for the payment of witness fees in civil cases by City Courts and in Municipal Courts."

The same is returned herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 220 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 300, by Special Judiciary Committee, "An Act to amend Sections 3744, 3746 and 3748, Revised Statutes of Utah, 1898, and Section 3747, Revised Stat-

utes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1905, and Section 3750, Revised Statutes of Utah, 1898, as amended by Chapter 50, Laws of Utah, 1899, relating to appeals from Justices' Courts and to dismissal of such appeals."

The same is transmitted herewith for your action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 300 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 210, by Committee on Public Institutions, "A Bill for an Act amending Section 962, Revised Statutes of Utah, 1898, authorizing and directing the State Board of Examiners to publish the biennial reports of State officers, State institutions, and certain other reports and permitting any State institution having the facilities so to do to print and publish its own biennial report."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 210 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day

signed, in open session, in the presence of the House, S. B. No. 181, entitled "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, fixing the salaries of certain State officers."

The same i sreturned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 181 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 95, entitled "An Act to codify and revise certain laws of this State, providing for the formation and powers of railroad corporations and defining certain rights and powers of such corporations, including the power to acquire, hold, guarantee and dispose of corporate stocks, bonds and other securities as herein authorized, and to acquire lands, water and water rights as herein authorized, and to operate steamships, sailing vessels and boats of every description, and to repeal the following named acts and parts of acts, namely: Chapter 26, Laws of Utah, 1901, and Section 436 of the Revised Statutes of Utah, 1898, as amended by Chapter 108, Laws of Utah, 1903; Section 443 of the Revised Statutes of Utah, 1898, as amended by Chapter 29, Laws of Utah, 1905; and Section 444 of the Revised Statutes of Utah, 1898, as amended by Chapter 131, Laws of Utah, 1905, including water and water rights for its locomotives, cars, shops, depots, yards, together with all lands and rights of way necessary for the construction and maintenance of reservoirs, pipe or conduit lines for the storage and conveyance of such waters to the place where the same is required for such use."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 95 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 114, entitled "An Act relating to instruments of writing informally executed, and validating all of the same which were of record prior to January 1, 1907."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 114 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 154, "An Act to amend Section 3, Chapter 67, Laws of Utah, 1905, relating to the appointment and pay of 'company armorers.'"

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 154 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 65, by Mr. Benner X. Smith, entitled "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the House amendments to S. B. No. 65, and upon motion Senators Hollingsworth, Johnson and Park were appointed as a Conference Committee to act with a similar committee of the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, S. B. No. 88, by Mr. Benner X. Smith, "An Act appropriating the sum of $3,500.00 to Lafayette Chidester for meritorious services rendered to the State of Utah, and for permanent bodily injury sustained."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the amendments to S. B. No. 88, as made by the House, and a Conference Committee, consisting of, Senators Benner X. Smith, Johnson and Park, was appointed to act with a like committee from the House.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day appointed Representatives Thompson, Jackson and Mills as a Conference Committee on S. B. No. 67.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day

appointed Representatives Barnett, Sutton and Benson as a Conference Committee on S. B. 65.

Also Representatives Robinson, McRae and Jackson on S. B. No. 88.

Respectfully,

ALEX BUCHANAN, JR.,

Chief Clerk.

Communication filed.

REPORT OF SPECIAL COMMITTEE.

To the President of the Senate
and the Speaker of the House:

We, your committee, submit the following report of the proceedings of the Special Joint Committee of the Legislature of the State of Utah, appointed to investigate the subject of coal shortage, etc., as our findings in said investigation.

We, a majority of your Joint Committee, began our investigation of enquiry on Thursday, February 14th, 1907, having previously met and organized said Joint Committee by the election of Representative Robinson, chairman; and Representative Tolton, secretary of said committee, and further by the appointment of Senator Lawrence to conduct the examination of witnesses.

The committee employed as its official stenographer Mr. Daniel Hamer, at a compensation of $10.00 per day, and further authorized him to make four copies of the transcript of his notes for the use of the committee.

There were examined, during the said investigation, the fololwing named witnesses, viz.: Richard P. Morris, Wm. B. Sprague, Robert Marsh, John R. Brough, Isaac Barton, John E. Dooly, H. A. Smith, Gomer Thomas, H. G. Williams, Charles O. Harris, Wm. S. McCarthy, Charles H. Griffin, Col. E. A. Wall, H. S. Joseph, and Rufus H. Curtis, who each and all responded willingly to the questions propounded by Senator Lawrence and members of the committee.

The basis for questions propounded to the various

witnesses is suggested by the following statement made by Senator Lawrence to the first witness interrogated, viz:

"The object and purpose of this investigation is to derive information, so far as the Joint Committee of the Legislature are concerned, to report back to the respective bodies, such information as may be gleaned from the witnesses, bearing upon the coal shortage in the State of Utah, and discriminations in rates upon the transportation of coal to various parts of the State, and generally with reference to the transportation problem, in its various phases, as affecting the interests and welfare of the citizens and industries of this State. That is the general scope of the enquiry of the committee."

That the citizens and industries of the State suffered greatly during the past season through the coal shortage, goes without saying, and cannot be denied, and the purpose of this committee was to determine, if possible, wherein the fault lay. The concensus of opinion and preponderance of evidence tended to show the following state of facts, viz:

1. That the total tonnage of coal mined at the Utah fuel companies' mines aggregated approximately 1,839,-219 tons.

2. That the amount shipped out of the State of Utah from the productions of its own mines is about 880,000 tons.

3. That the amount shipped into the State from Rock Springs, etc., Wyoming, exceeded the amount shipped out of the State.

4. That the cost per ton at Utah mines owned by private individuals and corporations is the same in all cases, viz: $2.00 per ton, and that a uniform rate of transportation for all parties, on lump or market coal, is $1.75 per ton, and on slack coal, $1.50 per ton.

5. While the testimony varied somewhat, the preponderance of evidence developed the fact that coal mine operators had done all in their power to mine and place

on the market as great a tonnage as possible with the number of men they were able to secure to operate their mines; and, further, that the transportation companies had toned their rolling stock to the utmost capacity to handle the same, in some cases taking their motive power from handling other commodities in order to give the coal industry the preference. When this is said, there is no disguising the fact that the railroad companies' rolling stock is not the best and is not kept up to the standard of efficiency that the urgency of the case and demands of the public require.

6. The testimony of some of the witnesses substantiated and disclosed the fact that industrial activity, increased demands (in some cases amounting to several hundred per cent over former years) are responsible for the shortage in coal, not alone in Utah, but throughout the entire United States.

7. There is one important matter upon which all the witnesses, except one, in a general way agree, and that is that the appointment of a Railroad Commission would not solve the question and correct the evil. A further opinion, however, which was quite as unanimous, was that the fixing of a maximum rate of transportation on the haul of coal and ores would tend to place the business of these industries on a sure and permanent basis, and encourage the individual mine operator to engage in the coal business, and thereby increase the supply to the consumer. How well founded this theory is, has not yet been determined by your committee. A further pertinent suggestion was made by one of the witnesses in that a proper amendment to Section 455, Revised Statutes of Utah, covering the above suggested points, would relieve the situation.

Throughout the proceedings the committee have endeavored to keep in mind the spirit of the Governor's message touching this important subject, and endorse his expression wherein he says:

"The new federal law covering unjust discriminations, rebates, etc., is now in operation and the roads will doubtless adapt their affairs to its provisions. Prudence

and calm judgment should prevail and every opportunity be given the railroads to clear up the situation, and overcome present difficulties."

Taking the testimony all in all, it lacks that element of assurance, unity of thought, and practical expression that we had hoped to receive. So far as your committee are concerned, we are of opinion that the remaining time of the Legislature is too short, and owing to other important matters of State engaging our attention, to attempt to pass such remedial legislation at this time, and give it the serious and considerate attention that the importance of the case would seem to require, and we recommend that a copy of the proceedings had and filed herewith, together with this report, be submitted to the Legislature two years hence for its consideration.

Respectfully submitted,

PETER CLEGG,
WILLIS JOHNSON,
HARRY J. ROBINSON,
J. F. TOLTON,
H. BULLEN, JR.,
JAS. BOWNS,
GEO. A. HONE,
BRAXTON BARNETT,
Committee.

Salt Lake City, Utah, March 14, 1907.

Salt Lake City, March 14, 1907.

To the Honorable S. H. Love, President of the Senate, and H. S. Joseph, Speaker of the House of Representatives.

Gentlemen:

A minority of your Special Committee, to whom was referred S. C. R. No. 3, by Mr. Lawrence, calling for an investigation of an alleged coal shortage and the cause therefor, the iregularities, discriminations and impositions alleged to have been practiced on the people of the State by coal companies and common carriers, and to in-

vestigate the transportation problem in all its phases, beg to report that they have considered the matter, heard the testimony of witnesses under oath on various phases of the coal and transportation problem within the State of Utah, and respectfully submit the following:

The necessarily limited time for a legislative investigation involving a matter of such magnitude and complexity as the subject matter embraced in the Joint Resolution above referred to, renders it exceedingly difficult to investigate the subjects as exhaustively as their vital importance to the welfare of the citizens of the State and fairness to the large interest effected, would warrant and demand.

A number of witnesses familiar with conditions surrounding the production, transportation and consumption of coal in the State of Utah, and some of whom were versed in the practical traffic phases of the shipment of coal and other commodities within the State, were called and testified before the committee, and all of which testimony has been transcribed, attached hereto, and made a part of the committee's report, the formal proceedings so heard and investigated, embracing the following subjects: Investigation into the matter of coal shortage, physical conditions connected with the production and transportation of coal within the State of Utah; investigation into the matter of alleged irregularities, discriminations, car shortages and equipment and impositions practiced on the consumers of coal in Utah by the coal companies' carriers and middle-men or wholesale and retail dealers in that commodity. Investigation into the matter of tariff rates charged by the common carriers on commodities of various kinds, to shippers within the State of Utah, and the basis of rates classified under existing tariffs. Investigation into the matter of pooling of earnings by the Rio Grande Western, the Oregon Short Line, and the San Pedro, Los Angeles and Salt Lake railroads, on competitive business within the State of Utah, and finally, investigation into the matter of proposed legislation looking toward statutory regulations either by the establishment of a railroad commission or a maximum tariff law, on the transportation of coal and other commodities.

The proceedings were in the form of a general investigation of the subject matter, and while they were, in a measure, exparte, still the committee permitted the attorneys for the carriers and coal companies to be present at all hearings and cross-examinations of witnesses. The committee realized that facts not brought out in the inquiry, with further discussion and more detailed investigation of the subject, would throw additional and valuable light on the subject for the further information of your honorable body.

Your Committee further find that the approximate total of coal production from the mines of Utah aggregate about 2,000,000 tons per annum, and of the coal produced in Utah, the major part of the product is at present converted into coke, which is sold to smelters in and out of the State of Utah; that only the minor portion of all the coal produced is available for domestic consumption, and further, that we depend upon Wyoming for quite a large portion of our domestic coal.

The testimony given before your committee was to the effect that the average total cost of coal at the mine was about $1.25 per ton; that the amount paid for mining said coal was from 60 cents for run of mine, to 80 cents for lump and nut, less about 25 per cent reduction for slack. That the price of coal at the mine is as follows: $1.25 per ton for slack; $2.00 for nut and lump, and $1.75 for run of mine, and that the rate charged by carriers is $1.50 for slack and $1.75 for lump, nut and run of mine on shipments destined to Provo, Salt Lake, Ogden and intermediate points. Witnesses testified that the mines were only working eight hours per day, but that the mines were producing as much coal as carriers could handle with the motive power available, the physical condition of the transportation lines being in a deplorable condition at the present time.

The testimony was more or less conflicting as to the real causes of the coal shortage, but your committee is of the opinion that the lack of labor and motive power, the great amount of coal that is consumed in the manufacture of coke, and moreover, that there are no indepen-

dent coal mines in operation in this State producing any appreciable quantity of coal, are causes which are worthy of the consideration of your honorable body. It was the opinion of those who appeared before your committee, with only one or two exceptions, that a stable maximum rate established by State law would encourage independent coal operators to open up mines, and that the price of coal would, in such an event, be cheaper to the consumer.

Witnesses testified that there were discriminations in ore rates and that a pooling arrangement existed on competitive Utah business, contrary to law.

On account of the many other duties imposed upon the members of your committee, we would not at this time undertake to make any recommendations as to a solution of the many complex problems brought out in the investigation, but as a measure worthy of consideration and in harmony with the Constitution of the State, we attach hereto and make a part of our report, a maximum rate bill on coal, and recommend that it be passed.

Respectfully submitted,

GEO. N. LAWRENCE.

— B. No. —, by ————, "A Bill for an Act fixing the rates of transportation of coal from any point in the State of Utah to any other point in said State, and prohibiting the charging of any rate in excess of the rates herein specified; requiring all common carriers to furnish suitable cars for the handling of freight without discrimination between shippers; providing for the interchange of traffic between respective lines for forwarding and delivering freight and passengers; prohibiting unjust discrimination between persons, firms or corporations and providing a penalty for the violation of this act."

Be It Enacted by the Legislature of the State of Utah:

Section 1. That each of the railroads or common carriers in the State of Utah shall charge for the transportation of coal from any point in said State to any other point in said State, no higher or greater rate of toll

or charge, than is by this act fixed as the reasonable maximum rate for the distance hauled, or service performed, and the reasonable maximum rates for the transportation of coal by any railroad or common carrier from any point in the State of Utah to any point in the same State, are declared and established to be as hereinafter in this section fixed and any greater charge for the distance hauled or service performed than that herein fixed and established, is prohibited and declared to be unlawful. That reasonable maximum rates herein established shall be known as the Utah schedule of maximum rates on coal.

Bituminous or soft coal in dollars and cents per ton of 2,000 pounds:

Miles.	Lump, Nut or Run-of-Mine.	Pea or Slack.
5	25	25
10	30	30
15	35	32½
20	40	35
25	45	37½
30	50	40
35	55	42½
40	60	45
45	65	47½
50	70	50
55	72½	52½
60	75	55
65	77½	57½
70	80	60
75	82½	62½
80	85	65
85	87½	67½
90	90	70
95	95	72½
100	100	75
110	110	80
120	120	85
130	130	90
140	140	95
150	150	100
160	160	105

170	170	110
180	180	115
190	190	120
200	200	125
210	205	127½
220	210	130
230	215	132½
240	220	135
250	225	137½
260	230	140
270	235	142½
280	240	145
290	245	147½
300	250	150
310	255	152½
320	260	155
330	265	157½
340	270	160
350	275	162½
360	280	165
370	285	167½
380	290	170
390	295	172½
400	300	175
410	305	177½
420	310	180
430	315	182½
440	320	185
450	325	187½
460	330	190
470	335	192½
480	340	195
490	345	197½
500	350	200

Sec. 2. Every railroad shall, when within its power to do so, and upon reasonable notice, furnish suitable cars for any and all persons who may apply therefor, for the transportation of any and all persons who may apply therefor, for the transportation of any and all kinds of freight in carload lots. In case of insufficiency of cars at any time to meet all requirements, such cars as are

available shall be distributed among the several applicants therefor in proportion to their respective immediate requirements without discrimination between shippers or competitive or non-competitive places; provided, preference may be given to shipments of live stock and perishable property.

Sec. 3. All railroads shall afford all reasonable and proper facilities for the interchange of traffic between their respective lines for forwarding and delivering passengers and property, and shall transfer, switch for a reasonable compensation, and deliver without unreasonable delay or discrimination any freight or cars, loaded or empty destined to any point on its tracks or any connecting lines; provided that preference over other freight shall be given to live stock and perishable freight.

Sec. 4. If any railroad shall make or give any undue or unreasonable preference or advantage to any particular person, firm or corporation or shall subject any particular person, firm or corporation to any undue or unreasonable prejudice or disadvantage in any respect whatsoever, such railroad shall be deemed guilty of unjust discrimination, which is hereby prohibited and declared unlawful.

Sec. 5. If any railroad or common carrier shall violate any provision of this act, or shall do any act herein prohibited, or shall fail or refuse to perform any duty enjoined upon it, or shall fail, neglect or refuse to obey any lawful requirement by this act established or fixed, shall forfeit and pay into the State Treasury a sum of not less than one hundred dollars nor more than ten thousand dollars for each offense. In construing and enforcing the provisions of this section the act, omission or failure of any officer, agent or other person acting for or employed by any railroad or common carrier acting within the scope of his employment, shall in every case be deemed to be the act, omission or failure of such railroad or common carrier.

Reports were filed and accompanying documents were

ordered deposited with the Secretary of State for future reference.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

To the President of the Senate
and Speaker of the House:

Your Conference Committee, to which was referred S. B. No. 88, by Mr. Benner X. Smith, entitled "An Act appropriating the sum of $3,500.00 to Lafayette Chidester for meritorious services rendered to the State of Utah, and for permanent bodily injury sustained," beg leave to report that they have had the matter under consideration, and that the bill be passed, amended to read $3,000.00.

BENNER X. SMITH,
Chairman Senate Conference Committee.
HARRY J. ROBINSON,
Chairman House Conference Committee.

Report adopted.

S. B. No. 88 was amended as recommended, read as amended, and passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen, Callister, Clegg.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 3, by Mr. Benner X. Smith,

entitled "An Act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the matter of said regulation, and providing for the repeal of Sections 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742 of Title 52, Revised Statutes of Utah, 1898," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 3 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 144, by John Y. Smith, entitled "An Act to encourage the destruction of certain wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties, and providing additional revenue; providing the manner in which such bounties may be procured; providing penalties for the procurement of such bounties by fraud and for violation of this act, and amending Chapter 114, Laws of Utah, 1905," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 144 was signed by the President, in the presence of the Senate, in open session, after the title

had been read publicly immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 97, by Mr. Callister, beg leave to report that they have had the same under consideration, and offer as a substitute therefor S. B. No. 215, entitled "An Act to amend Sections 1243 and 1245, Revised Statutes of Utah, 1898, relating to intoxicating liquors, providing a penalty for the violation thereof, and repealing all acts and parts of acts in conflict herewith," and recommend that the substitute bill be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 215 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee recommend that the following bills be not passed: H. B. No. 268, by Mr. Dean; S. B. No. 125, by Mr. Miller; H. J. M. No. 11, by Committee on Federal Relations; S. B. No. 48, by Mr. Benner X. Smith; H. B. No. 158, by Mr. Richards; H. B. No. 261, by Mr. Sutton; H. B. No. 214, by Mr. Giles; H. J. R. No. 9, by Mr. Dyreng; H. J. M. No. 7, by Mr. Meeks; H. B. No. 152, by Mr. Marks; H. B. No. 66, by Mr. Larsen; H. B. No. 305, by Mr. Dorius; H. B. No. 154, by Mr. Marks; H. B. No. 155, by Mr. Davis; H. B. No. 71, by Mr. Robinson; H. B. No. 107, by Mr. Randall; S. B. No. 134, by Mr. Park; H. J. M. No. 9, by Mr. Kuchler.

LAWRENCE,
Chairman.

Report adopted, except as to H. J. M. No. 9, which, upon motion H. J. M. No. 9, by Mr. Kuchler was read the second time and placed on the calendar.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Conference Committee, to whom was referred H. B. No. 299, by Committee on Live Stock, "An Act establishing a State Board of Sheep Commissioners, and providing for the inspection of sheep," respectfully report that they have had the same under consideration, and recommend that the bill be passed, with the following amendment:

That on page 5, line 29, after the word "intention," the word "five" be stricken out and the words "at least two" inserted in lieu thereof.

Respectfully submitted,

W. S. HANSEN,
Chairman House Conference Committee.

JOHN H. SEELY,
Chairman Senate Conference Committee.

Report adopted.

H. B. No. 299 was read the third time and, as amended, was passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Gardner, Seely and Benner X. Smith.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 52, entitled "A Bill regulating the service of

male animals, and repealing Chapter 5, Title 2, Revised Statutes of Utah, 1898," which bill was vetoed by the Governor, beg leave to report that they have had the same under consideration, and recommend that the veto of the Governor be sustained.

LAWRENCE,
Chairman.

Report adopted, and the veto of the Governor sustained.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 120, by Mr. Hollingsworth, entitled "An Act amending Chapter 86 of the Laws of Utah, 1903, relating to and fixing the salaries of judges of the District Court, and allowing to such judges their actual and necessary traveling and living expenses, when holding court in other Judicial Districts," which bill was vetoed by the Governor, beg leave to report that they have had the same under consideration, and recommend the veto of the Governor be sustained.

LAWRENCE,
Chairman.

Report adopted, and the veto of the Governor sustained.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Appropriations, to which was referred S. B. No. 217, entitled "An Act making appropriations for general purposes," herewith present the bill, as amended, and recommend its passage.

W. N. WILLIAMS,
Chairman.

Report adopted.

S. B. No. 217 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Judiciary, having had certain matters under consideration, beg leave to report that they have incorporated said matters and the draft of a bill, S. B. No. 218, entitled "An Act empowering the State Food and Dairy Commissioners to inspect cattle, sheep, swine and goats before being slaughtered, and the carcasses of such animals before being prepared for human food, and providing a penalty for a violation of any provision of this act," which said act is herewith presented, and your committee recommends that the same be passed.

LAWRENCE,
Chairman.

Report adopted.

S. B. No. 218 was read the first and second times.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to whom was referred H. B. No. 289, by Committee on Municipal Corporations, entitled "An Act defining and regulating special tax funds in cities of the first and second class and providing for the issue of warrants against same and repealing Chapter 77, Laws of Utah, 1905," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. At the end of Section 5 insert "provided, that one or more installments or the whole special tax may be paid on the day any installment becomes due by paying the amount thereof and interest to date of payment."

2. Add a new section, "Section 7. That Chapter 77, Laws of Utah, 1905, be and the same is hereby repealed;

provided, however, that this repeal shall not affect the validity of any act under said Chapter, and the remedies upon any scrip and warrants issued thereunder are hereby saved."

3. Change Section 7 to Section 8.

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 289 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 42, by Mr. Sutton, entitled "An Act making appropriation for a certain road or highway between Woodland, Summit County, and Stockmore, Wasatch County, and providing for the expenditure of said moneys under the superivision of the County Commissioners of Summit County," beg leave to report that they have had the same under consideration, and recommend the bill be put on the calendar with certain other bills on the same subject.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 42 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 82, by Mr. Robinson, entitled "An Act to amend Section 2062, Revised Statutes of Utah, 1898, as amended by Chapter 27, Laws of Utah, 1903, relating to the manner

of fixing the salary of the deputy county officers," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 82 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 256, by Mr. Robinson, entitled "An Act amending Section 302, Revised Statutes of Utah, 1898, as amended by Chapter 99, Laws of Utah, 1903, relating to towns," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 256 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. J. R. No. 3, by Mr. Kuchler, beg leave to report that they have had the same under consideration, and recommend the resolution be passed.

LAWRENCE,
Chairman.

Report adopted.

H. J. R. No. 3 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 304, by Committee on Public Funds, entitled

"An Act to amend Section 34, Chapter 64, Laws of Utah, 1899, as amended by Chapter 62, Laws of Utah, 1903, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 304 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 108, by Mr. Randall, entitled "An Act making the City Engineer's office in cities of the first and second classes an office of record for maps, plans, plats, profiles, drawings, deeds, dedications, final estimates, specifications and contracts; and for the collection of fees," beg leave to report that they have had the same under consideration, and recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 108 was read the second time.

COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

To the President of the Senate and Speaker of the House:

Your Conference Committee to which was referred S. B. No. 65, by Mr. Benner X. Smith, entitled, "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor," beg leave to report that they have had the same under consideration and unanimously recommend that the House recede from

its amendment to the bill as passed by the Senate, and that the bill pass the House as originally passed in the Senate.

BRAXTON BARNETT,
Chairman House Conference Committee.
BENNER X. SMITH,
Chairman Senate Conference Committee.

Report adopted.

S. B. No. 65 was read as amended by Conference Committe report and passed by the following vote: Ayes, 12; nays, 4; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Benner X. Smith, John Y. Smith, Williams and Mr. President.

Those voting in the negative were: Messrs. Bullen, Gardner, Seely and Walton.

Absent and not voting: Messrs. Brinkerhoff, and Johnson.

S. B. No. 216, entitled "An Act defining the duties of the State Board of Land Commisisoners, and prohibiting any member or employe of the Board from directly or indirectly acquiring title to or interest in any said lands, and prohibiting the intereference by members or employes of said board with bona fide applicants and providing a penalty therefor, and amending Section 17, of Chapter 64 Laws of Utah, 1899, as amended by Chapter 64, Laws of Utah, 1901, amending Sections 28 and 30, Chapter 64, Laws of Utah, 1899," was amended, read the first, second and third times, under suspension of the rules and passed by the following vote: Ayes, 14; nays, 0; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Bullen, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Those absent and not voting were: Messrs. Brinkerhoff, Callister, Clegg and Johnson.

The title of the bill was made the title of the act.

H. B. No. 243, by Mr. Fuller, entitled "An Act to establish a State Board of Veterinary Medical Examiners, and to provide for the appointment of members thereof, to regulate the practice of veterinary medicine, veterinary surgery and veterinary dentistry, or any branch thereof; to protect the title or degree upon whom they have been conferred, and engaged in the practice of the same, and to provide penalties for the violation of this act," was amended, read the third time, under suspension of the rules, and failed to pass by the following vote: Ayes, 4; nays, 9; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Gardner, Hollingsworth, Walton.

Those voting in the negative were: Messrs. Brinkerhoff, Callister, Hulaniski, Lawrence, Miller, Park, Rasband, Seely and Williams.

Absent and not voting: Messrs. Clegg, Johnson, Benner X. Smith, John Y. Smith and Mr. President.

Mr. Hollingsworth gave notice to reconsider.

H. B. No. 304, by Committee on Public Funds, "An Act to amend Section 34, Chapter 64, Laws of Utah, 1899, as amended by Chapter 62, Laws of Utah, 1903, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners," was amended, read the third time, under suspension of the rules, and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting were: Messrs. Johnson and Miller.

The title of the bill was made the title of the act.

H. B. No. 243, by Mr. Fuller, "An Act to establish a State Board of Veterinary Medical Examiners, and to

provide for the appointment of members thereof, to regulate the practice of veterinary medicine, veterinary surgery and veterinary dentistry, or any branch thereof; to protect the title or degree upon whom they have been conferred, and engaged in the practice of the same, and to provide penalties for the violation of this act," was reconsidered on motion and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Bullen, Johnson, Miller, Park, John Y. Smith, Mr. President.

The title of the bill was made the title of the act.

H. B. No. 256, by Mr. Robinson, entitled "An Act to amend Chapter 17, Section 302, Sub-Section 8, Revised Statutes of Utah, 1898, as amended by the Laws of Utah, 1903, relating to towns," was amended, read the third time, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, Walton, Mr. President.

Absent and not voting: Messrs. Johnson, Miller, Seely, John Y. Smith and Williams.

The title of the bill was made the title of the act.

H. B. No. 184, by Mr. Richards, entitled "An Act to amend Section 633, Revised Statutes of Utah, as amended by Section 1, Chapter 42, Laws of Utah, 1901, defining the duties of the County Attorney," was amended, read the second and third times, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brink-

erhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting were: Messrs. Bullen, Johnson, Miller, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 108, by Mr. Randall, entitled "An Act making the City Engineer's office in cities of the first and second class an office of record for maps, plans, profiles, drawings, deeds, dedications, final estimates, specifications and contracts; and for the collection of fees," was amended, read the third time, under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 2; absent and not voting, 4.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, Williams, Mr. President.

Those voting in the negative were: Messrs. Gardner and Walton.

Absent and not voting: Messrs. Johnson, Miller, Seely and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 218, entitled "An Act empowering the State Food and Dairy Commissioners to inspect cattle, sheep, swine and goats before being slaughtered, and the carcasses of such animals before being prepared for human food, and providing a penalty for a violation of any provisions of this act," was amended, read the third time, under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Bullen, Johnson,

Miller, Park, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 166, "An Act to amend Section 3630, Revised Statutes of Utah, 1898, relating to certiorari, etc."; and S. B. No. 199, "An Act making an appropriation for the purpose of representing Utah's agricultural and horticultural resources at the 15th National Irrigation Congress, to be held in the year 1907 at Sacramento, California."

Yours respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 3, entitled "An Act for the regulation of the practice of medicine and surgery in the State of Utah, and for the appointment of a Board of Medical Examiners in the matter of said regulation, and providing for the repeal of Sections 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742 of Title 52, Revised Statutes of Utah, 1898."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 3 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

Complying with your request, I enclose herewith H. B. No. 158, for further consideration by the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 158 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 144, "An Act to encourage the destruction of certain wild animals, to provide bounties for the killing thereof; making an appropriation for the payment of such bounties and providing additional revenues; providing the manner in which such bounties may be procured; providing penalties for the procurement of such bounties by fraud and for violation of this act and amending Chapter 114, Laws of Utah, 1905."

The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 144 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 309, by Committee on Mining and Smelting, "An Act creating a commission to provide for the display of Utah's mineral resources at the International Mining Exposition, at New York, in the year 1908, to define its powers and duties, and to make an appropriation therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

Rules were suspended and H. B. No. 309 was read the first and second times and placed upon the calendar.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 64, by Mr. Benner X. Smith, "An Act to provide for the placing of witnesses under bonds and securing their testimony."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 64 referred to Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted the report of the Conference Committee to S. B. No. 65, by Mr. Benner X. Smith, "An Act declaring the production and reduction of ores to be for the public use and benefit and providing for the right of eminent domain therefor."

A copy of said report is enclosed herewith.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 307, by Committee on Mining and Smelting, entitled "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor."

The same is transmitted herewith for your action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 307 was read the first time and referred to the Sifting Committee.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day rejected, by roll call vote, S. B. No. 65, by Mr. Benner X. Smith, "An Act declaring the production and reduction of ores to be

for the public use and benefit, and providing for the exercise of the right of eminent domain therefor."

The same is returned herewith.

Respectfully,

ALEX. BUCHANAN, JR.,

Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House has this day adopted report of Conference Committee and has passed, as amended, H. B. No. 242, by Mr. Richards, "An Act to amend Section 1815, Revised Statutes of Utah, 1898, as amended by Chapter 37, Laws of Utah, 1901, as amended by Chapter 83, Laws of Utah, 1905, providing for a Public School Library Fund and also prescribing the manner in which the same shall be expended."

The same is transmitted herewith for your action.

Respectfully,

ALEX. BUCHANAN, JR.,

Communication filed.

On motion of Mr. Lawrence all rules interfering therewith were suspended and the following appointments made by the Governor were advised and consented to by the Senate:

As members of the Commission on Uniform Legislation:

C. R. Hollingsworth, of Weber County.

S. H. Love, of Salt Lake County.

As Brigadier General on the staff of the Commander-in-Chief:

Samuel C. Park, of Salt Lake County.

As member of the State Board of Land Commissioners for the term of two years:

Thomas C. Callister, of Millard County.

At this time the Senate went into executive session.

REGULAR SESSION RESUMED.

The President announced that the following appointments made by the Governor were advised and consented to by the Senate:

As members of the State Board of Land Commissioners, for the term of two years:

Henry N. Hayes, of Sevier County.

Wm. H. Thain, of Cache County.

As members of the Governing Board of the Utah Art Institute:

For the term of two years—

John Hafen, of Salt Lake County.

A. B. Wright, of Cache County.

Virginia Snow Stephen, of Salt Lake County.

For the term of four years—

Edwin Evans, of Salt Lake County.

G. Wesley Browning, of Salt Lake County.

For the term of six years—

M. M. Young, of Salt Lake County.

As members of the Board of Regents of the University of Utah, for the term of four years:

Wm. W. Riter, of Salt Lake County.

Waldemar Van Cott, of Salt Lake County.

Anthon H. Lund, of Salt Lake County.

Samuel Newhouse, of Salt Lake County.

As members of the Board of Trustees of the Agricultural College, for the term of four years:

W. S. McCornick, of Salt Lake County.

Mrs. A. W. McCune, of Salt Lake County.

Wm. W. Riter, of Salt Lake County.

John Q. Adams, of Cache County.

As member of the Commission on Uniform Legislation:

Ashby Snow, of Salt Lake County.

As Fish and Game Commissioner for the term of two years:

H. B. Cromar, of Salt Lake County.

As State Chemist for the term of two years:

Herman Harms, of Salt Lake County.

As member of the Board of Labor, Conciliation and Arbitration for the term of four years, and chairman of the board:

Arthur Parsons, of Salt Lake County.

As member of the Board of Trustees of the State Industrial School for the term unexpired ending in 1909:

E. M. Conroy and T. B. Evans, of Weber County.

As member of the Board of Trustees of the Agricultural College for the unexpired term ending in 1909:

L. N. Stohl, of Box Elder County.

As member of the State Board of Health for the unexpired term ending December 31, 1912:

F. S. Bascom, of Salt Lake County.

As member of the State Board of Dental Examiners for the term of four years:

W. G. Dalrymple, of Weber County.

As member of the State Board of Health for the term ending December 31, 1913:

W. R. Calderwood, of Salt Lake County.

As members of the State Board of Pharmacy:

For the unexpired term ending December 31, 1909—

Walter H. Dayton, of Salt Lake County.

For the unexpired term ending December 31, 1910—

B. F. Riter, of Cache County.

Senate refused to consent to the following appointments made by the Governor:

As members of the State Board of Land Commissioners for the term of two years:

Wm. J. Lynch, of Salt Lake County.

W. D. Candland, of San Pete County.

As member of the Governing Board of the Utah Art Institute for the term of four years:

S. T. Whitaker, of Weber County.

THIRD READING OF BILLS.

By unanimous consent Senator Hollingsworth introduced the followings bills, viz.: S. B. No.'s 212, 213 and 214.

S. B. No. 212, by Mr. Hollingsworth, entitled "An Act amending Chapter 86 of the Laws of Utah, 1903, relating to and fixing the salaries of judges of the District Court, and allowing to such judges their actual and necessary traveling and living expenses when holding court in other Judicial Districts," was amended, read the first, second and third times, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner, Johnson, Miller, Seely and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 213, by Mr. Hollingsworth, entitled "An

Act allowing District Attorneys their actual and necessary traveling expenses in the performance of their official duties and their contingent office expenses," was amended, read the first, second and third times, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner, Johnson, Miller, Seely and John Y. Smith.

The title of the bill was made the title of the act.

S. B. No. 214, by Mr. Hollingsworth, entitled "An Act repealing Section 2051, Revised Statutes of Utah, 1898, as amended by Chapter 103, Laws of Utah, 1901, providing for the payment of mileage of District Judges and District Attorneys," was amended, read the first second and third times, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Gardner, Johnson, Miller, Seely and John Y. Smith.

The title of the bill was made the title of the act.

On motion of Mr. Seely, the Senate concurred in House amendments to S. B. No. 57, by Mr. Seely, "An Act regulating the manufacture and quality and sale of butter and requiring all wrappers or packages of butter to be marked with the name and address of the manufacturer and weight of same and providing penalties for the violation of this act," and as amended, was read and

passed by the following vote: Ayes, 15; nays, 0; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Walton Mr. President.

Absent and not voting: Messrs. Bullen, John Y. Smith and Williams.

S. B. No. 57 was referred to the Committee on Engrossed and Enrolled Bills.

S. B. No. 217, by Committee on Appropriations, "An Act making appropriations for general purposes," was amended, read the third time, under suspension of the rules, and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

The title of the bill was made the title of the act.

Mr. Hollingsworth was called to the chair.

S. B. No. 88, by Mr. Benner X. Smith, entitled "An Act appropriating the sum of $3000.00 to Lafayette Chidister for meritorious services rendered to the State of Utah, and for permanent bodily injury sustained," as amended, by Conference Committee report, was read and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Messrs. Brinkerhoff, Bullen, Lawrence, Miller, Mr. President.

The President resumed the chair.

COMMITTEE REPORTS.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

To the Speaker of the House
and President of the Senate:

Your Joint Conference Committee, to which was referred S. B. No. 67, and H. B.'s Nos. 139 and 306, relating to Juvenile Courts and adult delinquency, beg leave to report that they have had the same under consideration, and recommend that H. B. No. 306 be not passed; that S. B. No. 67, by Mr. Benner X. Smith, entitled "An Act providing for Juvenile Courts, etc." be passed as the same was passed by the Senate, with the following amendments:

1. Page 1, line 7, strike out "four" and insert "two."

2. Page 2, line 1, strike out "1910" and insert "1908," and add "provided that the judge may be removed by the Juvenile Court Commission at its discretion."

3. Page 2, line 18, after "guardianship," add "of the person."

4. Page 10, line 14, strike out all of the line after "Utah" and change the comma to a period.

5. Page 10, strike out all of line 15.

And, as amended, recommend the bill be passed.

That H. B. No. 139, by Mr. Richards, "An Act de-

fining adult delinquency, etc." we recommend the passage of the bill, with the following amendments:

1. Page 1, line 6, after "misdemeanor," change comma to a period; strike out remainder of the section.

2. Page 1, line 17, change "$1000" to "$500."

3. Page 3, line 6, before "this" insert Section 6.

ORVIL L. THOMPSON,
Chairman House Conference Committee.

BENNER X. SMITH,
Chairman Senate Conference Committee.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee and Senators Walton and Park, associated therewith, to whom was referred H. B. No. 102, by Mr. Westphal, entitled "An Act amending Sections 11, 14, 19, 23, 26 and 29 of Chapter 118, Laws of Utah, 1905, relating to fish and game," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. Page 16, strike out remainder of Section 30.

2. Page 13, line 18, reinsert "or brant."

3. Page 13, line 17, reinsert "goose."

4. Page 13, line 20, strike out all the amendment inserted after the word "following."

5. Page 13, strike out all of line 19.

6. Page 13, line 20, strike out "of March to" and insert in lieu thereof "and."

7. Page 6, line 21, after the word "following," insert: "And provided, further, that it shall be unlawful and a misdemeanor for any person to fish for, or take any

fish at any time or by any device whatever, from between the crest of the dam of the Hercules Power Co. in Logan River, and the Logan City Power House on the bank of said Logan River, and also between the crest of the dam of Logan City in Logan River and the mouth of Spring Creek where it enpties into Logan River."

8. Page 14, line 11, after the word "possession," insert: "Provided, it shall be lawful at any time of the year to take any wild birds or the eggs of any wild birds mentioned in this act for scientific purposes under the supervision and authority of the State Fish and Game Commissoner."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 102 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 102, by Mr. Walton, entitled "An Act to amend section 816 of the Revised Statutes of Utah, 1898, as amended by Chapter 128 of the Laws of Utah, 1905, relating to the registration of voters," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 102 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 31, by Mr. Park, entitled "An Act to amend Sections 1436 and 1438, Revised Statutes of Utah, 1898, as amended by Chapter 116, Laws of Utah, 1905, relating to composition, appointment, duties, bonds and terms of office of the military staff of the Commander-in-Chief of the Militia," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 31 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 168, by Mr. Hollingsworth, entitled "An Act requiring every County Clerk to forward a certified statement of the names of certain county officers of his county to the Secretary of State, and requiring the Secretary of State to prepare and furnish the necessary blank forms for such reports, to receive and file said statements and keep a suitable record thereof," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 168 was signed by the president in the presence of the Senate, in open session, after the title had been

publicly read immediately before the signing thereof.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 88, by Mr. Benner X. Smith, "An Act appropriating the sum of $3,000.00 to Lafayette Chidester for meritorious services rendered to the State of Utah, and for permanent bodily injury sustained."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 88 was referred to the Committee on Engrossed and Enrolled Bills.

COMMITTEE REPORTS.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 169, by Mr. Walton, entitled "An Act providing for the establishment of a course of instruction in the public schools on the subjects of sanitation and the cause and prevention of disease," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 169 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 153, by Committee on Military Affairs, entitled "An Act to amend Sections 1434 and 1445, Revised Statutes of Utah, 1898, as amended by Chapter 116, Laws of Utah, 1905, and Sections 1484 and 1494, Revised Statutes of Utah, 1898, relating to the organization of companies of the National Guard of Utah, the retirement of officers, Courts of Inquiry, and providing a penalty in cases where members of the enrolled militia or members of the National Guard of Utah refuse to answer the call of the Commander-in-Chief to perform militia duty," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 153 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 88, by Mr. Benner X. Smith, entitled "An Act appropriating the sum of $3,000 to Lafayette Chidester for meritorious services rendered to the State of Utah, and for permanent bodily injury sustained," beg leave to report that they have had the same

carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 88, was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing therof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 57, by Mr. Seely, entitled "An Act regulating the manufacture, quality and sale of butter, and requiring all wrappers or packages of butter to be marked with the weight of same, and with the name and address of the manufacturer, and providing penalties for the violation thereof," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 57 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 83, by Mr. Hollingsworth, entitled "An Act imposing a license tax upon itinerant venders, peddlers and canvassers of agricultural and domestic implements and machinery and wagons, buggies, vehicles, and other articles; providing for the collection

thereof, and providing a penalty for the violation thereof," beg leave to report that they have the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 83 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committe on Engrossed and Enrolled Bills, to which was referred S. B. No. 131, by Mr. Benner X. Smith, entitled "An Act to amend Section 3168 of the Revised Statutes of Utah, 1898, relating to the powers of Trial Courts," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 131 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing therof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee has had under consideration H. B. No. 300, by Special Judiciary Committee, being "An Act relating to appeals from Justices' Courts," and beg leave to report that they recommend the same for passage, with the following amendments:

1. Strike out the House amendment on page 1, on the

slip attached to the bill and insert in lieu thereof, after the word "judgment," on line 8, the following:

"Notice of the entry of judgment must be given to the losing party by the successful party either personally or by publication and the time to appeal shall date from the service of said notice. If personal service cannot be had and the fact is made to appear by affidavit, the justice shall order that notice of the judgment be given by publication in some newspaper published in the County, said notice shall be published once a week for two successive weeks and a copy thereof sent by mail addressed to the party at his last known place of residence, and the party shall be deemed to have notice of said judgment on the date of the last publication. If no newspaper be published in the county, then notice of the judgment shall be given by mail addressed to the party at his last known place of residence and the party shall be deemed to have notice of said judgment on the tenth day after the depositing of said notice so addressed in the United States postoffice."

2. On page 4, line 23, after the word "after," insert "notice of."

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 300 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred H. B. No. 158, by Mr. Richards, entitled "An Act to provide detention homes for the care and custody of dependent or delinquent children sixteen years of age or under, and to provide for the care, education, conduct and maintenance thereof," beg leave to report that they have had the same under consideration, and offer the following amendments thereto:

1. Page 1, line 2, strike out "shall" and insert in lieu thereof "may."

2. Page 1, line 6, strike out the word "shall" and insert in lieu thereof "may."

3. Page 1, line 8, "disprove" should be "disapprove."

And, as amended, recommend the bill be passed.

LAWRENCE,
Chairman.

Report adopted.

H. B. No. 158 was read the second time.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 89, by Mr. Hollingsworth, entitled "An Act concerning land titles; registration of titles; recorders made ex-officio registrars; bringing land under act, form of application for initial registration of title to land; registration of land title; registering the title; the rights of registered owners, transfer, mortgages, leases and other charges; attorneys in fact; transmission; trusts, conditions and limitations; dealings of assignees, receivers, masters, etc.; tax sales; lis pendens-judgments-decrees-notice; attachment-execution, etc.; liens; memorial of adverse claim, etc.; proceedings in chancery; indices; indemnity fund; proceedings to recover compensation for loss or damage; penalties; fees; and adoption by counties," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 89 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State S. B. No. 79, "An Act defining the boundary lines of Ogden City, and repealing all laws in conflict therewith"; and S. B. No. 3, "An Act for the regulation of the practice of medicine in the State of Utah, etc."; and S. B. No. 114, "An Act relating to instruments of writing informally executed, and validating all of the same which were of record prior to January 1st, 1907"; and S. B. No. 154, "An Act to amend Section 3, Chapter 67, Laws of Utah, 1905, relating to the appointment and pay of 'company armorers.' "

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to submit the following named appointments, and invite thereto the advice and consent of your honorable body:

As members of the State Board of Medical Examiners for the term of two years, under the provisions of the act for the regulation of the practice of medicine in the State of Utah, approved March 14, 1907:

D. C. Budge, of Cache County.
A. S. Condon, of Weber County.

Charles L. Olsen, of Salt Lake County.
A. C. Ewing, of Salt Lake County.
Elias S. Wright, of Salt Lake County.
F. E. Straup, of Salt Lake County.
R. W. Fisher, of Salt Lake County.
A. P. Hibbs, of Weber County.
Ralph T. Richards, of Salt Lake County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to submit the following appointments, and ask thereto the advice and consent of your honorable body:

As member of the Governing Board of the Utah Art Institute, for the term of four years:
Leslie S. Hodgson, of Weber County.

As members of the State Board of Land Commissioners for the term of two years:
Wm. Lynch, of Salt Lake County.
W. D. Candland, of San Pete County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to call the attention of your honorable body to two matters of urgent importance:

In my opinion, the Secretary of the Land Board should have full control of all the employees in the office. They have the handling of funds for which the Secretary is responsible under his bond; and he should be allowed to have a voice as to who the assistants in the office shall be, and there should be a definite understanding of their responsibility to him.

In my message to the Legislature, page 7, the recommendation was made that the Secretary of the Board of Equalization who is empowered to collect taxes from car companies, be required to give a bond for this work. So far as I have heard, no action has been taken in this direction by the Legislature. I am still of opinion that this requirement should be made.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication referred to the Sifting Committee.

THIRD READING OF BILLS.

H. B. No. 307, by Committee on Mining and Smelting, entiled "An Act declaring the production and reduction of ores to be fr the public use and benefit, and providing for the exercise of the right of eminent domain therefor," was amended, read the second and third times, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 2; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, Mr. President.

Those voting in the negative were: Messrs. Gardner and Walton.

Absent and not voting: Messrs. Bullen, John Y. Smith and Williams.

The title of the bill was made the title of the act.

Senator Miller was called to the chair.

H. B. No. 102, by Mr. Westphal, entitled "An Act amending Sections 11, 14, 19, 23, 26 and 29 of Chapter 118, Laws of Utah, 1905, relating to fish and game," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 16; nays, 2; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Seely, John Y. Smith, Walton Williams, Mr. President.

Those voting in the negative were: Messrs. Rasband and Benner X. Smith.

The title of the bill was made the title of the act.

H. B. No. 283, by Mr. Barnett, entitled "An Act making an appropriation for the improvement of existing roads and bridges in Juab County," was amended, read the second and third times under suspension of the rules, and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams.

Absent and not voting: Mr. President.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. J. M. No. 12, by Mr. Westphal, memorializing the Secretary

of the Interior at Washington, D. C., to establish a bass hatchery in Spring Creek Lake.

The same is transmitted herewith for your action.
Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The rules were suspended and H. J. M. No. 12 was read the first and second times and placed on the calendar for further action.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, H. B. No. 139, by Mr. Richards, "An Act defining adult delinquency as a misdemeanor, prescribing the punishment therefor, providing suspension of sentence and release upon probation, and defining the form and terms of the undertaking in such cases.

The same is transmitted herewith for your action.
Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The rules were suspended and H. B. No. 139 was read the first and second times and placed on the calendar.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State House Bills, as follows: No. 290, "An Act to amend Section 1, Revised Statutes of Utah, 1898, relating to the adoption of persons"; No. 286, "An Act protecting every citizen in the enjoyment of personal

rights''; and No. 220, ''An Act providing for the payment of witness fees in civil cases in City Courts and in Municipal Courts''; and No. 223, ''An Act providing the City Court in cities of the first class with a stenographer''; and No. 262, ''An Act amending Section 4327, Revised Statutes of Utah, 1898, defining the word 'building' ''; and No. 274, ''An Act amending Section 2102, Revised Statutes of Utah, 1898, relating to the Utah School for the Blind, etc.''; and No. 92, ''An Act to amend Section 35, Chapter 107, Laws of Utah, 1905, fixing the per cent of bonded indebtedness of taxable property in school districts, etc.''; and No. 228, ''An Act to amend Section 487, Revised Statutes of Utah, 1898, providing the manner in which disputes regarding county boundary lines may be finally settled''; and No. 292, ''An Act to prohibit the commencement of actions in the wrong precinct or city, etc.''; and No. 302, ''An Act providing that attorney's fees may be fixed by the court and taxed as costs in certain cases''; and No. 87, ''An Act to create a State Board of Accountancy, etc.''; and No. 117, ''An Act to regulate the practice of optometry, etc.''; and No. 203, ''An Act amending Section 2498, Revised Statutes of Utah, 1898, relating to rules for the construction of statutes''; and No. 132, ''An Act to amend Section 1244, Revised Statutes of Utah, 1898, relating to the rate and time for which liquor licenses may be granted''; and No. 43, ''An Act amending Section 3669, Revised Statutes of Utah, 1898, as amended by Chapter 92, Laws of Utah, 1905, relative to change of venue, etc''; and No. 164, ''An Act amending Sections 1 and 14, Chapter 112, Laws of Utah, 1901, entitled ''An Act to create and organize a Municipal Court in certain cities, etc.''; and No. 40, ''An Act to amend Section 231, Revised Statutes of Utah, 1898, as amended by Chapter 91, Laws of Utah, 1901, relating to the annual financial statement of cities, etc.''; and No. 160, ''An Act to amend Sections 1 and 2, Chapter 77, Laws of Utah, 1905, authorizing cities of the first and second classes to issue scrip, etc.''; and H. J. R. No. 11.

Respectfully,

ALEX. BUCHANAN, JR.,

Chief Clerk.

Communication filed.

The President resumed the chair.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day notified the House of his disapproval of H. B. No. 118, "An Act regulating the shipment of certain live stock and providing for inspection and records of same."

In returning the bill, His Excellency says:

"The bill as it reached my hands is very loosely constructed and some of its provisions are so indefinite that I doubt if they could possibly be enforced. The bill is not clear in all its sections as to the kinds of live stock referred to, and this would necessarily lead to a great deal of confusion. It appears, also, that the bill is too cumbersome and would entail a great deal of work and expense for which proper value would not be secured. No way is fixed for the issuing of licenses of inspection and this ommission would probably invalidate that feature of the measure. In view of these facts, I feel that this measure should not receive approval.

"Very respectfully,
"JOHN C. CUTLER,
"Governor."

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 208, by Mr. Walton, entitled "An Act creating 'The County Road and School Fund from Forest Reserves,'

providing how said fund shall be drawn, apportioned and distributed."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 208 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day adopted report of Conference Committee on S. B. No. 67 and awaits the action of the Senate before placing the bill on its final passage.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 169, by Mr. Richards, "An Act providing for the retirement of public school teachers"; and H. B. No. 77, by Mr. Fuller, "An Act amending Section 1, Chapter 43, Laws of Utah, 1899, as amended by Chapter 84, Laws of Utah, 1903, as amended by Section 2, Chapter 56, Laws of Utah, 1905, relating to present ownership maps."

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 169 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 77 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 258, by Committee on Agriculture and Horticulture, "An Act amending Sections 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, and 779, Revised Statutes of Utah, 1898, as amended by Chapter 124 of the Laws of Utah, 1905, relating to drainage districts"; H. B. No. 296, by Special Judiciary Committee, "An Act to prohibit the issuance of writs of attachment in cases before the affidavit is filed, or where the affidavit filed does not conform substantially with the requirements of Section 3066 of the Revised Statutes of Utah, 1898, and providing penalties"; H. B. No. 202, by Mr. Robinson, "An Act to amend Section 222, Revised Statutes of Utah, 1898, forbidding officers of cities to be interested in public contracts"; H. B. No. 88, by Mr. Robinson, "An Act to amend Section 1, Chapter 131, Laws of Utah, 1903, entitled 'An Act making it the duty of County Auditors to prepare and file statements showing the amount paid for salaries of County Assesors and County Treasurers and their deputies

and assistants and providing for the apportionment of said sum to the various taxing funds.' ''

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,

Chief Clerk.

Communication filed.

H. B. No. 258 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 296 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 202 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 88 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 242, by Mr. Richards, ''An Act to amend Section 1815, Revised Statutes of Utah, 1898, as amended by Chapter 37, Laws of Utah, 1901, as amended by Chapter 83, Laws of Utah, 1905, providing for a public school library fund and also prescribing the manner in which the same shall be expended''; H. B. No. 271, by Mr. Westphal, ''An Act to amend Section 4361, Revised Statutes

of Utah, 1898, as amended by Chapter 5, Laws of Utah, 1903, relating to the penalty for grand larceny"; H. B. No. 301, by Mr. Thompson, "An Act to amend Sections 2101 and 2103, Revised Statutes of Utah, 1898, relating to laws governing the Utah School for the Blind"; H. B. No. 72, by Committee on Highways and Bridges, "An Act providing an annual road poll tax; specifying who shall be liable and the manner of collecting and expending the said tax; also repealing Sections 1743, 1745, 1746, 1747, 1748, 1749, 1750 and 1751, Revised Statutes of Utah, 1898, and Section 1744, Revised Statutes of Utah, 1898, as amended by Chapter 15, Laws of Utah, 1901, relating to poll tax"; H. B. No. 283, by Mr. Barnett, "An Act making an appropriation for the improvement of existing roads and bridges in Juab County."

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 242 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 271 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 301 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 72 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 283 was signed by the President, in the presence of the Senate, in open session, after the title

had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 102, by Mr. Walton, entitled "An Act to amend Section 816 of the Revised Statutes of Utah, 1898, as amended by Chapter 128 of the Laws of Utah, 1905, relating to the registration of voters"; S. B. No. 131, by Mr. Benner X. Smith, entitled "An Act to amend Section 3168 of the Revised Statutes of Utah, 1898, relating to the powers of Trial Courts"; S. B. No. 31, by Mr. Park, entitled "An Act to amend Sections 1436 and 1438, Revised Statutes of Utah, 1898, as amended by Chapter 116, Laws of Utah, 1905, relating to composition, appointment, duties, bonds and terms of office of the military staff of the Commander-in-Chief of the Militia"; S. B. No. 83, by Mr. Hollingsworth, entitled "An Act imposing a license tax upon itinerant venders, peddlers and canvassers of agricultural and domestic implements and machinery and wagons, buggies, vehicles, and other articles; providing for the collection thereof, and providing a penalty for the violation thereof"; S. B. No. 57, by Mr. Seely, entitled "An Act regulating the manufacture, quality and sale of butter, and requiring all wrappers or packages of butter to be marked with the weight of same, and with the name and address of the manufacturer, and providing penalties for the violation thereof"; S. B. No. 88, by Mr. Benner X. Smith, entitled "An Act appropriating the sum of $3,000 to Lafayette Chidester for meritorious services rendered to the State of Utah, and for permanent bodily injury sustained"; S. B. No. 153, by Committee on Military Affairs, entitled "An Act to amend Sections 1434 and 1445, Revised Statutes of Utah, 1898, as amended by Chapter 116, Laws of Utah, 1905, and Sections 1484 and 1494, Revised Statutes of Utah, 1898, relating to

the organization of companies of the National Guard of Utah, the retirement of officers, Courts of Inquiry, and providing a penalty in cases where members of the enrolled militia or members of the National Guard of Utah refuse to answer the call of the Commander-in-Chief to perform military duty."

The same are returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B.'s Nos. 102, 131, 31, 83, 57, 88 and 153 were transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day disapproved of H. B. No. 64, "An Act to amend Section 2517, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, giving County Assessors authority to require statements of taxable property."

In his communication His Excellency says:

"I am informed that the effect of this bill, should the Governor sign it, would be to drive the deposits of many of the largest institutions in commercial banks out of the State, and cause an immediate stringency in the money market. Also that the small accumulations of the people who are saving a little money, to prevent their becoming a charge on the State in old age, would be taxed at a rate nearly equal to the rate of interest they draw

from the savings banks. As a result, they would draw their money out of these banks, and out of circulation.

"Subdivision 7, requiring a warehouse man to collect taxes from his clients, is a very strong measure, and would doubtless be difficult to enforce. I regard the clause making any violation of the section as extreme legislation, and am therefore not favorable to it.

"For these reasons, the act is respectfully returned for your further action.

"Respectfully,

"JOHN C. CUTLER,
"Governor."

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

THIRD READING OF BILLS.

H. B. No. 82, by Mr. Robinson, entitled "An Act to amend Section 2062, Revised Statutes of Utah, 1898, as amended by Chapter 27, Laws of Utah, 1903, relating to the manner of fixing the salary of deputy county officers," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 3; absent and not voting, 3.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hulaniski, Lawrence, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Gardner, Hollingsworth, Park.

Absent and not voting: Messrs. Johnson, Miller, Seely.

The title of the bill was made the title of the act.

H. B. No. 289, by Committee on Municipal Corporations, entitled "An Act defining and regulating special tax funds in cities of the first and second class and providing for the issue of warrants against the same," was amended, read the second and third times, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith. Walton, Mr. President.

Absent and not voting: Messrs. Johnson, Miller, Seely, John Y. Smith and Williams.

The title of the bill was made the title of the act.

H. J. R. No. 3, by Mr. Kuchler, Authorizing the Governor to procure a suitable oil portrait of himself and ex-Governor Heber M. Wells, was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 15; nays, 1; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Voting in the negative: Mr. Miller.

Absent and not voting: Messrs. Clegg and Johnson.

The rules were suspended and S. J. R. No. 5, by Mr. Miller, entitled "Proposing an amendment to Section 4, Article 13 of the Constitution, relating to the taxation of mines," was presented, read the first, second and third times, and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen and Johnson.

The rules were suspended and S. B. No. 223, by Sifting Committee, entitled "A Bill for an Act amending Chapter 28, Laws of Utah, 1907, entitled 'An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, and Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization and defining its duties, and fixing the salaries of certain other State officers,' " was presented, read the first, second and third times and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Johnson.

The title of the bill was made the title of the act.

H. B. No. 309, by Committee on Mining and Smelting, entitled "An Act creating a commission to provide for the display of Utah's mineral resources at the International Mining Exposition at New York, in the year 1908; to define its powers and duties and to make an appropriation therefor," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Bullen, Callister, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, John Y. Smith, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Clegg, Johnson, Miller, Seely and Walton.

The title of the bill was made the title of the act.

The rules were suspended and

S. B. No. 222, by Mr. Bullen, entitled "An Act amending Section 1889, Revised Statutes of Utah, 1898, relating to qualifications of members of the Board of Education in cities of the first and of the second class, and providing the method of filling vacancies occurring in the board," was presented, read the first, second and third times, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Callister, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Clegg, Johnson, Miller and Seely.

The title of the bill was made the title of the act.

S. J. R. No. 4, by Committee on County and Municipal Corporations, "Proposing an amendment to Section 3, Article XI., of the Constitution, relating to counties, cities and towns, for the purpose of prescribing manner of creating new counties, and changing boundaries."

On motion of Mr. Lawrence, the Senate concurred in the amendments as made by the House, and S. J. R. No. 4 was read, as amended, and passed by the following vote: Ayes, 13; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton and Mr. President.

Absent and not voting: Messrs. Brinkerhoff, Johnson, Park, John Y. Smith and Williams.

S. J. R. No. 4 was referred to the Committee on Engrossed and Enrolled Bills.

S. J. R. No. 2, by Mr. Miller, A Resolution proposing an amendment to Section 7, of Article XIII, of the Constitution of the State of Utah, relating to the rate of taxation."

On motion of Mr. Lawrence the Senate concurred in the amendments as made by the House, and S. J. R. No. 2 was read, as amended, and passed by the following vote: Ayes, 13; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Rasband, Seely, Benner X. Smith, Walton, and Mr. President.

Absent and not voting: Brinkerhoff, Johnson, Park, John Y. Smith and Williams.

S. J. R. No. 2 was referred to the Committee on Engrossed and Enrolled Bills.

COMMITTEE REPORTS.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 87, by Mr. Bullen, entitled "An Act to amend Section 3148 of the Revised Statutes of Utah, 1898, relating to requested instructions to jury," beg leave to report that they have had the same carefully engrossed and enrolled, and present the same herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 87 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills,

to which was referred S. B. No. 145, by Committee on Judiciary, entitled "An Act to amend Section 1, Chapter 61, Laws of Utah, 1903, and Section 18 of Chapter 109, Laws of Utah, 1901, as amended by Chapter 52, Laws of Utah, 1903, relating to the service of process of City Courts, by whom the same may be served and providing for appeals from City Courts to District Courts and from District Courts to the Supreme Court in certain cases," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 145 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing therof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 195, by Mr. Benner X. Smith, entitled "An Act amending Section 1883, Revised Statutes of Utah, 1898, relating to calling elections to vote upon proposals to issue school district bonds," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 195 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 202, by Committee on Live

Stock, entitled "An Act amending Section 4456, Revised Statutes of Utah, 1898, relating to the arrest of any persons violating Chapter 52, of said laws, relating to cruelty to animals, and providing for the seizure of all animals in custody of the persons arrested," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 202 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 188, by Mr. Williams, entitled "An Act amending Section 2309, Revised Statutes of Utah, 1898, relating to the instruction in the University of Utah, providing entrance and tuition fees, and prohibiting religious or political tests," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 188 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 183, by Committee on Appropriations and Claims, entitled "An Act appropriating the sum of two thousand one hundred and twenty-five

dollars to P. T. Farnsworth, Jr., for services rendered to the State as Deputy Attorney General during the period from August first, A. D. 1905, to December thirty-first, A. D. 1906," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 183 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

THIRD READING OF BILLS.

H. B. No. 300, by Special Judiciary Committee, entitled "An Act to amend Sections 3744, 3746 and 3748, Revised Statutes of Utah, 1898, and Section 3747, Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1905, and Section 3750, Revised Statutes of Utah, 1898, as amended by Chapter 50, Laws of Utah, 1899, relating to appeals from justices' courts and to dismissal of such appeals," was amended, read the third time, under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Williams.

Absent and not voting: Messrs. Bullen, Johnson, Miller, John Y. Smith, Walton and Mr. President.

The title of the bill was made the title of the act.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House has this day passed, as amended, S. J. R. No. 5, by Mr. Miller, proposing an amendment to Section 4, Article 13, of the Constitution, relating to the taxation of mines."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the amendments made by the House and S. J. R. No. 5 was read as amended and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Messrs. Bullen and Johnson.

S. J. R. No. 5 was referred to the Committee on Engrossed and Enrolled Bills.

REPORT OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee, to which was referred S. B. No. 160, entitled "An Act to prohibit persons, firms or corporations from making contracts of champerty and maintenance or engaging in the business of soliciting and maintaining litigation in the courts of this State, and providing a penalty for the violation thereof," beg leave to report that they have considered the same, and recommend that the Senate sustain the veto of the Governor.

LAWRENCE,
Chairman.

Report adopted, and upon motion the veto of S. B. No. 160, by the Governor was sustained.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee recommend that the following bills be not passed:

S. B. No. 163, by Judiciary Committee.
S. B. No. 184, by Mr. Hollingsworth.
H. B. No. 187, by Mr. Hone.
S. B. No. 201, by Mr. Bullen.
H. B. No. 295, by Special Judiciary Committee.
S. B. No. 84, by Mr. Hollingsworth.
H. J. R. No. 8, by Committee on Agriculture and Horticulture.
H. B. No. 224, by Mr. Marks.

LAWRENCE,
Chairman.

Report adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee recommends that Senate Bills 176, 177, 178 and 179, by Mr. Hollingsworth, be placed on the calendar to be taken up and considered in connection with Senate Bills 2, 47 and 66, relative to the same subject matter.

LAWRENCE,
Chairman.

Report adopted, and S. B.'s Nos. 176, 177, 178 and 179, were read the second time and placed on the calendar.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Sifting Committee recommends that the following bills be not passed:

H. B. No. 219, by Mr. Marks.
H. B. No. 86, by Mr. Kuchler.
S. B. No. 56, by Mr. Brinkerhoff.

LAWRENCE,
Chairman.

Report adopted.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 294, by Special Judiciary Committee, "An Act to amend Section 3685 of the Revised Statutes of Utah, 1898, as amended by Chapter 89, Laws of Utah, 1905, relating to the form of pleadings in Justices' Courts, declaring certain judgments void, and providing for review thereof"; H. B. No. 99, by Mr. Hone, "An Act requiring all corporations to pay an annual State license; providing for the enforcement of same and prescribing a penalty for refusal or failure to comply therewith and making certain exceptions"; and H. B. No. 307, by Committee on Mining and Smelting, "An Act declaring the production and reduction of ores to be for the public use and benefit, and providing for the exercise of the right of eminent domain therefor."

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 294, was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing therof.

H. B. No. 99 was signd by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 307 was signd by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing therof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 186, by Mr. Seely, "An Act to amend Sections 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127 and 2129 of the Revised Statutes of Utah, 1898, and Section 2128, Revised Statutes of Utah, 1898, as amended by Chapter 43, Laws of Utah, 1901, pertaining to the Deseret Agricultural and Manufacturing Society, and changing its name to Utah State Fair Association."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 186 was read, as amended by the House, and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Johnson.

S. B. No. 186 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended by report of Conference Committee, S. B. No. 67, by Mr. Benner X. Smith, "An Act providing for

Juvenile Courts, the title, term of office and compensation of the judge thereof, providing for a Juvenile Court Commission and specifying its duties, providing for clerks of said court; defining the jurisdiction of Juvenile Courts, providing for jurisdiction of District Courts in certain districts; defining and specifying the practice and procedure in Juvenile Courts; providing for appeals to the Supreme Court; providing for a reporter for the Juvenile Court; defining the duties of County Attorney; providing for probation officers, and their duties and compensation; making disposition of fines in said courts, regulating the time and place of holding court and service of process and repealing Chapter 117 of the Laws of Utah, 1905, and Section 4, Chapter 124, Laws of Utah, 1903.''

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 67 was read, as amended by Conference Committee, and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, and Mr. President.

Absent and not voting: Mr. Johnson.

S. B. No. 67 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as

amended, S. B. No. 217, "An Act making appropriations for general purposes."

The same is transmitted herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate refused to concur in the amendments made by the House and a Conference Committee, consisting of Senators Williams, Lawrence, Gardner and Clegg, with the President associated, were appointed by the President to act with a similar committee from the House to further consider S. B. No. 217.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 147, by Mr. Gardner, "An Act to amend Sections 36, 42 and 67 of Chapter 108, Laws of Utah, 1905, relating to water rights and irrigation and duties of the State Engineer."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 147 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day

appointed Representatives Kuchler, Long, Barnett and Tolton, with Speaker Joseph associated, to confer with Senate Committee on S. B. No. 217.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day notified the House of Representatives of his disapproval of H. B. No. 72, "An Act providing an annual road poll tax, etc."

In his communication the Governor says:

"This bill amends Section 3245, Revised Statutes of Utah, 1898, and yet this section is not mentioned in the title. This is a fatal defect. It leads to contradiction, because this act states that nothing shall be exempt from its provisions, while Section 3245 expressly states what exemptions there shall be.

"Another defect is in the fact that it constitutes corporations, companies and employees collectors of poll taxes, without allowing them any compensation.

"The bill is respectfully returned for your action. Very respectfully, JOHN C. CUTLER, Governor."

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day notified the House of Representatives of his disapproval of H. B. No. 265, "An Act creating a State Board of Horse Commissioners, etc."

In his communication the Governor says:

"Two changes are needed in this bill, and if these are made I shall be pleased to give the measure my approval. One is the provision that the work of the commission shall be under the direction of the Board of Trustees of the Agricultural College, who shall receive all the fees and authorize all expenditures. The other is the provision that up to a certain date in the future, local as well as imported grade horses shall receive certificates of enrollment.

"I trust a bill can be passed with these amendments incorporated, as the purpose of the measure is meritorious.

Very respectfully,
JOHN C. CUTLER,
Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day notified the House of Representatives of his disapproval of H. B. No. 266, "An Act providing for the incorporation of mutual fire insurance companies in counties of the State of Utah, against loss and damage by fire, lightning or wind, and providing for the payment of premiums and the collection of losses."

In his communication the Governor says:

"According to reliable statistics, the history of mutual fire insurance companies in the United States has been very disastrous. This is due to the fact that the elimination of capital stock results in a serious loss of responsibility. Incorporators withdraw the insurable property on which the company is actually based changes hands, and assessments are sot paid when due. There is

no definite fund to guarantee the payment of losses, and for lack of this the companies fall to pieces.

"Quotation from statistics above referred to would indicate that out of all the mutual fire insurance companies organized in the past thirty years, fully eighty per cent have failed, or gone out of business. In the city of Denver alone, nine or these companies have failed, and the experience of other localities, both cities and country districts, has been similar. The Insurance Commissioner of the State of Michigan, one of the most efficient in the United States, speaking on the general subject of such companies, uses these words: 'I do not believe that an ordinary mutual fire insurance company that does not properly measure its liabilities by maintaining a substantial fund that will at all times equal the measured portion of its future contracts, can with any fairness to itself or sefety to its members, do a general insurance business.'

"A mass of facts and evidence might be added, all going to show the unreliable nature of these companies; but the reasons given above may well be considered sufficient ground for disapproving this measure."

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 226, "An Act to amend Section 1369, Revised Statutes of Utah, 1898, providing that cities of the third class and towns may assess a tax for the establishment and maintenance of public libraries and gymnasiums"; and H. B. No. 301, "An Act to amend Sections 2101 and 2103, Revised Statutes of Utah, 1898, relating to laws governing the Utah School for the Blind"; and H. B. No. 202, "An Act amending Section 222, Revised Statutes of Utah, 1898, forbidding officers

of cities, towns or municipal corporations to be interested in public contracts"; and H. B. No. 99, "An Act requiring all corporations to pay an annual State license, etc."; and H. B. No. 242, "An Act to amend Section 1815, Revised Statutes of Utah, 1898, as amended, etc., providing for a public school library fund, etc."; and H. B. No. 296, "An Act to prohibit the issuance of writs of attachment in cases before the affidavit is filed, etc."; and H. B. No. 258, "AnA ct amending Sections 760 to 779, Revised Statutes of Utah, 1898, as amended by Chapter 124, of the Laws of Utah, 1905, relating to drainage districts"; and H. B. No. 294, "An Act to amend Section 3685 of the Revised Statutes of Utah, 1898, as amended by Chapter 89, Laws of Utah, 1905, relating to the form of pleadings in Justices' Courts, etc."

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

S. R. No. 6, by Mr. Johnson:

"BE IT RESOLVED, That the Secretary, Docket Clerk and Minute Clerk of the Senate, under the direction of the President of the Senate, are hereby authorized and directed to revise and proof read the journal of the Senate of the Seventh State Legislature, the compensation therefor to be paid out of the contingent fund of the said Legislature, and that $400, or so much thereof as may be necessary, be appropriated for such purpose."

The rules were suspended and S. R. No. 6 was unanimously adopted.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 82, by Mr. Hollingsworth, entitled "An Act for amending Sections 4, 5, 8, 9, 10, 11,

12 and 13 of Chapter 85 of the Laws of Utah, 1905, relating to the use of voting machines," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 82 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 172, by Mr. Hollingsworth, entitled "An Act making it the duty of the Secretary of State to prepare and file with the County Recorders certified transcripts of lists of all public lands selected by the State and approved by the Commissioner of the General Land Office, under an Act of Congress approved July 16, 1894; requiring County Recorders to enter same on the records of their offices, and providing that said transcripts shall be evidence of the conveyance of said lands by the United States to the State of Utah," beg leave to report that they have had the same engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 172 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to whom was referred S. B. No. 173, by Mr. Bullen, entitled

"An Act providing that instruction in the Agricultural College shall be free to residents and providing an entrance fee to residents and non-residents," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

H. B. No. 173 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 106, by Mr. Brinkerhoff, entitled "An Act amending Section 5, Chapter 119, Laws of Utah, 1903, relating to the protection, inspection and encouragement of the bee industry and providing for the appointment of an inspector and providing penalties," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 106 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. J. R. No. 2, by Mr. Miller, entitled

"A Resolution proposing an amendment to Section 7 of Article XIII of the Constitution of the State of Utah relating to the rate of taxation," beg leave to report that they have had the same carefully engrossed and enrolled, and present the resolution herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. J. R. No. 2 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 72, by Mr. Benner X. Smith, entitled "An Act providing for the sale, mortgage or lease of the estates of persons under guardianship, and repealing Section 4015, Revised Statutes of Utah, 1898," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 72 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 98, by Mr. Gardner, entitled "An Act providing for investigations and demonstrations of arid land farming in various localities in the

State, and making an appropriation therefor," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 98 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 180, by Committee on Public Health, entitled "An Act making it unlawful to sell certain medicines containing opium, chloral or alcohol, or preparations containing acetanilid or any of its derivatives, or preparations containing antipyrine, without branding the same, and to sell cocaine or preparations containing cocaine, except upon a practicing physician's prescription, and providing a penalty for the violation hereof," beg leave to report that they have had the same carefully engrossed and enrolled, and prsent the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 180 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 128, by Committe on Ju-

diciary, entitled "An Act to amend Section 3414, Revised Statutes of Utah, 1898, relating to privileged communications and ther ights of witnesses," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,

Chairman.

Report adopted.

S. B. No. 128 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enorlled Bills, to which was referred S. B. No. 90, by Mr. Hulaniski, entitled "An Act to amend Sections 1, 5, 6, 9, 10, 11, 13 and 14 of Chapter 137, Laws of Utah, 1903, and to regulate the practice of barbering, the registering and licensing of persons to carry on such practice, and to insure the better education of such practitioners, and to insure better sanitary conditions in barber shops, and to prevent the spreading of disease in the State of Utah," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,

Chairman.

Report adopted.

S. B. No. 90 was signed by the President in the presence of the Senate, in open session, after the title had been publicly rad immediately before the signing therof.

Senator Walton was called to the chair.

THIRD READING OF BILLS.

H. J. M. No. 12, by Mr. Westphal, Asking the Honorable Secretary of the Interior, Washington, D. C., to set aside Spring Creek Lake, in Utah County, and Spring Creek, in Weber County, as Bass Hatcheries, was amended, read the third time, under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Bullen, Johnson, Miller, John Y. Smith and Mr. President.

The rules were suspended and S. B. No. 221, by Mr. Brinkerhoff, entitled "An Act designating legal holidays, and amending Section 1145, Revised Statutes of Utah, 1898," was presented, read the first, second and third times, amended, and as amended passed by the following vote: Ayes, 11; nays, 1; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Clegg, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams.

Voting in the negative: Mr. Gardner.

Absent and not voting: Messrs. Bullen, Callister, Johnson, Miller, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

H. B. No. 158, by Mr. Richards, entitled "An Act to provide detention homes for the care and custody of dependent or delinquent children sixteen years of age or under, and to provide for the care, education, conduct and maintenance thereof," was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 13; nays, 0; absent and not voting, 5.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulan-

iski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton, Williams.

Absent and not voting: Messrs. Bullen, Johnson, Miller, John Y. Smith and Mr. President.

The title of the bill was made the title of the act.

Mr. Hollingsworth was called to the chair.

The rules were suspended and S. B. No. 224, by Mr. Walton, entitled "An Act to amend Section 4, Chapter 64, Laws of Utah, 1899, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners," was presented, read the first, second and third times, and passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 1.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

Absent and not voting: Mr. Johnson.

The title of the bill was made the title of the act.

The President resumed the chair.

MISCELLANEOUS BUSINESS.

At the request of Mr. Benner X. Smith, unanimous consent was given to consider, in open session, the names sent back to the Senate by the Governor to be members of the State Board of Land Commissioners, namely, Messrs. W. J. Lynch and W. D. Candland.

The Senate proceeded, in open session, to consider the above named appointments. Whereupon and on motion of Mr. Lawrence, the Scretary was directed to send a communication to the Governor requesting him to state his reasons for again submitting, for confirmation, the names of Messrs. W. J. Lynch and W. D. Candland, as members of the State Board of Land Commissioners for

the term of two years, when the Senate had previously acted on the appointments of Messrs. Lynch and Candland by refusing to consent to their appointment, and of which action the Governor had notice.

REPORTS OF STANDING COMMITTEES.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 122, by Mr. Benner X. Smith, entitled "An Act amending Section 3588 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1901, providing for the uses in which the right of eminent domain may be exercised," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 122 was signed by the President in the Presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 208, by Mr. Walton, entitled "An Act creating a county road and school fund from forest reserves, providing how said fund shall be drawn, apportioned and distributed," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 208 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 167, by Mr. Walton, entitled "An Act to codify and revise certain laws of the State, providing for the creation of the office of Dairy and Food Commissioner and defining the duties thereof, and defining standards of purity for certain foods; to prohibit the sale of foods below the standard of purity or that are impure, unwholesome, adulterated or misbranded, to provide penalties for the violation of any provisions of this act, and to repeal Chapter 25, Laws of Utah, 1903," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 167 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. J. R. No. 4, by Committee on County and Municipal Corporations, entitled "Proposing an amendment to Section 3, Article XI of the Constitution relating to counties, cities and towns for the purpose of prescribing manner of creating new counties and changing boundaries," beg leave to report that they have had

the same carefully engrossed and enrolled, and present the resolution herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. J. R. No. 4 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 204, by Mr. Walton, entitled "An Act creating a commission to represent the State of Utah at the Alaska-Yukon-Pacific Exposition, at Seattle, in the year 1909, to define its powers and duties, and to make an appropriation therefor," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 204 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 196, by Mr. Benner X. Smith, entitled "An Act amending Section 1944, Revised Statutes of Utah, 1898, relating to the canvass of the ballots cast at a bond election, making returns thereof, filing statements relating thereto in the County Clerk's office, issuing bonds and providing a tax for interest thereon and

issuing bonds and providing a tax for interest hereon and redemption thereof, and limiting the amount of bonds that may be issued," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 196 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

JOINT CONFERENCE COMMITTEE REPORT.

President of the Senate
and Speaker of the House:

Your Conference Committee, to whom was referred S. B. No. 217, "An Act making appropriations for general purposes," beg leave to report as follows:

1. On page 1, at bottom of line that the Senate concur in the House amendment.

2. On page 3, between lines 20 and 21, that the Senate concur in the House amendment.

3. On page 4, lines 12 and 15, that the Senate concur in the House amendments.

4. On page 4, between lines 30 and 31, add the following:

"For necessary refees and stenographers fees for the calendar years 1907 and 1908, or so much thereof as may be necessary, $2,000.00."

5. Page 6, line 22, strike out the House amendment and insert in lieu thereof "$250.00."

6. On page 6, line 26, that the House recede from its amendment and that the amount as passed by the Senate of $4,000.00 be inserted.

7. That the Senate concur in the amendments of the House on page 6, line 33.

8. On page 7, line 35, strike out the House amendment of $2,500.00 and insert the sum of $3,000.00.

9. On page 9, strike out all of lines 1 to 6, inclusive, and insert in lieu thereof the following:

"For Deputy Commissioner of Statistics for the years 1907 and 1908, or so much thereof as may be necessary, $2,400.00."

10. Page 8, line 9, strike out the oHuse amendment of $2,500.00 and insert in lieu thereof the sum of $3,000.00

11. Page 8, line 12, that the House recede from its amendment.

12. Page 8, line 21, that the House recede from its amendment.

12. Page 8, at bottom of page, add the following:

"For Juvenile Court Commission for the calendar years 1907 and 1908, or so much thereof as may be necessary, $15,000.00."

13. On page 10, line 21, that the House recede from its amendment.

14. On page 10, line 23, that the Senate concur in the House amendment.

15. On page 12, that the Senate concur in the House amendment.

16. That the House recede from its amendment on page 14 in striking out lines 5 to 14, inclusive, and that said lines be reinstated and that the amount be placed at $240,000.00.

17. On page 14, line 28, that the House amendment be stricken out and the amount placed at $90,000.

18. On page 15, that the Senate concur in the House amendments on said page.

19. That the House amendments to the appropriation for roads be struck out except the amendment providing for a bridge across the San Rafael River of $2,000.

20. That the amount appropriated to Garfield County be made $1,500.

21. That the amount for Emery County for roads be made $1,000.

22. That the amount for Millard County be made $1,500.

23. That the amendment of the House in striking out where the sums of money of San Pete County shall be expended be concurred in by the Senate.

24. That the amendment of the Senate between lines 13 and 14, page 7, be increased to $10,000.

25. Page 24, at end of line 23, that the Senate concur in the House amendment.

26. That the several claims attached to bottom of page 21 be struck out.

27. On page 19, at end of line 23, add the following: "as provided for by Chapter 86, Laws of Utah, 1905."

And we recommend that the Senate and House concur in the amendments as above specified and that the bill be passed by the Senate and House as thus amended.

W. N. WILLIAMS,
Chairman Senate Conference Committee.
RUDOLPH KUCHLER,
Chairman House Conference Committee.

Report adopted.

S. B. No. 217, as amended by Conference Committee, and on the floor of the Senate, was read as amended and passed by the following vote: Ayes, 16; nays, 0; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith John Y. Smith, Williams, Mr. President.

Absent and not voting: Messrs. Brinkerhoff and Walton.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended by report of Conference Committee, S. B. No. 217, by Committee on Appropriations, "An Act making appropriations for general purposes."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed, as amended, S. B. No. 222, by Mr. Bullen, "An Act amending Section 1899, Revised Statutes of Utah, 1898, relating to qualifications of members of the Board of Education in cities of the first and second class, and providing the method of filling vacancies occurring in the board."

The same is returned herewith for your further action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 222 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed, as amended, S. B. No. 209, by Mr. Miller, "An Act amending Section 1 and repealing Section 4, Chapter 55, Laws of Utah, 1901, relating to the State Bureau of Statistics and the Commissioner thereof; placing said bureau under the control of the State Auditor; making the State Auditor ex-officio the commissioner of said bureau; terminating the term of office of the present commissioner of said bureau."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The Senate concurred in the House amendments and S. B. No. 209 was read, as amended, and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

S. B. No. 209 was referred to the Committee on Enrolled and Engrossed Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 224, by Mr. Walton, "A Bill for an Act to amend Section 4, Chapter 64, Laws of Utah, 1899, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 224 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed S. B. No. 223, by Sifting Committee, "A Bill for an Act amending Chapter 28, Laws of Utah, 1907, entitled 'An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, and Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization and defining its duties,' by adding thereto an additional section, the same to be known as Section 2 of said Chapter 28, Laws of Utah, 1907."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 223 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the House of Representatives has this day passed S. B. No. 216, substitute for No. 207, by Mr. Benner X. Smith, "An Act defining the duties of the State Board of Land Commisioners and prohibiting any member or employee of the board from directly or indirectly acquiring the title to or interest in any said lands, and prohibiting the interference by members or employees of said board with bona fide applicants, and providing a penalty therefor, and amending Section 17 of Chapter 64, Laws of Utah, 1899, as amended by Chapter 35, Laws of Utah, 1901, also amending Sections 28 and 30, Chapter 64, Laws of Utah, 1899."

The same is returned herewith for your further action.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 216 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day refused to concur in Senate floor amendments to S. B. No. 217, and has appointed Representatives Kuchler, Tolton and Barnett as a Conference Committee to further consider said amendments.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The President appointed as a committee to act with a like committee from the House Senators Lawrence, Hollingsworth and Gardner to further consider S. B. No. 217.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, H. B. No. 102, by Mr. Westphal, "An Act amending Sections 11, 14, 19, 23, 26 and 29, of Chapter 118, Laws of Utah, 1905, relating to fish and game"; H. B. No. 133, by Mr. Randall, "An Act establishing a Board of Park Commissioners, in cities of the second class having over 15,000 inhabitants, in Utah; to define its powers and duties; and authorizing such cities to create such board and to make appropriations therefor"; H. B. No. 309, by Committee on Mining and Smelting, "An Act creating a commission to provide for the display of Utah's mineral resources at the International Mining Exposition, at New York, in the year 1908; to define its powers and duties, and to make an appropriation therefor"; H. B. No. 304, by Committee on Public Funds, "An Act to amend Section 34, Chapter 64, Laws of Utah, 1899, as amended by Chapter 62, Laws of Utah, 1903, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners"; and H. J. R. No. 3, by Mr. Kuchler.

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 102 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 133 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 309 was signed by the President, in the

presence of the Senate, in open session, after the title had been publicly read immediately befo rethe signing thereof.

H. B. No. 304 was signd by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. J. R. No. 3 was signd by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 128, by Committee on Judiciary, entitled "An Act to amend Section 3414, Revised Statutes of Utah, 1898, relating to privileged communications and the rights of witnesses"; S. B. No. 90, by Mr. Hulaniski, entitled "An Act to amend Sections 1, 5, 6, 9, 10, 11, 13 and 14 of Chapter 137, Laws of Utah, 1903, and to regulate the practice of barbering, the registering and licensing of persons to carry on such practice, and to insure the better education of such practitioners, and to insure the better sanitary conditions in barber shops, and to prevent the spreading of disease in the State of Utah"; S. B. No. 180, by Committee on Public Health, entitled "An Act making it unlawful to sell certain medicines containing opium, chloral or alcohol, or preparations containing acetanilid or any of its derivatives, or preparations containing antipyrine, without branding the same, and to sell cocaine or preparations containing cocaine, except upon a practicing physician's prescription, and providing a penalty for the violation thereof."

The same are herewith returned for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B.'s Nos. 128, 90 and 180 were transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed H. C. R. No. 7, by Committee on Mining and Smelting.

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The rules were suspended and H. C. R. No. 7 was, on motion of Mr. Lawrence, made H. J. M. No. 12, and read the first, second and third times, and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 98, by Mr. Gardner, entitled "An Act providing

for investigations and demonstrations of arid land farming in various localities in the State, and making an appropriation therefor"; S. B. No. 72, by Mr. Benner X. Smith, entitled "An Act providing for the sale, mortgage or lease of the estates of persons under guardianship, and repealing Section 4015, Revised Statutes of Utah, 1898"; S. J. R. No. 2, by Mr. Miller, entitled "A Resolution proposing an amendment to Section 7 of Article XIII of the Constitution of the State of Utah relating to the rate of taxation"; S. B. No. 173, by Mr. Bullen, entitled "An Act providing that instruction in the Agricultural College shall be free to residents and providing an entrance fee [to residents] and non-residents."

The same are returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B.'s Nos. 98, 72, S. J. R. No. 2, and S. B. No. 173, were transmitted to the Governor.

COMMITTEE REPORTS.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 209, by Mr. Miller, entitled "An Act amending Section 1 and repealing Section 4, Chapter 55, Laws of Utah, 1901, relating to the State Bureau of Statistics and the commissioner thereof; placing said bureau under the control of the State Auditor and making the State Auditor ex-officio the commissioner of said bureau; terminating the term of office of the present commission of said bureau," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 209 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 189, by Mr. Clegg, entitled "An Act amending Section 4224, Revised Statutes of Utah, 1898, providing that the parents and guardians of any child under sixteen years of age, who wilfully fail to perform certain duties as provided by law shall be guilty of an offense and providing fine and imprisonment for the violation of this act," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 189 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, which was referred S. J. R. No. 5, by Mr. Miller, "Proposing an amendment to Section 4, Article 13 of the Constitution, relating to the taxation of mines," beg leave to report that they have had the same carefully engrossed and enrolled, and present the resolution for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. J. R. No. 5 was signed by the President, in the

presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 148, by Mr. Walton, entitled "An Act making it the duty of the State Board of Health to make rules governing the sanitation and disinfection of public buildings, railway coaches and sleeping cars, and providing a penalty for the violation of any provision of this act," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 148 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House has this day passed, as amended, H. B. No. 310, by Mr. Hansen, entitled "An Act creating a State Board of Horse Commissioners, defining its duties, requiring stallions, to be licensed, and creating a lien for the service of stallions."

The same is transmitted herewith for your action.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The rules were suspended and H. B. No. 310 was read the first and second times and placed on the calendar.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:—I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 181, "An Act to amend Section 1, Chapter 73, Laws of Utah, 1901, fixing the salaries of certain State officers"; and Senate Bill No. 95, "An Act to codify and revise certain laws of this State providing for the formation and powers of railroad corporations, etc."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:—I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 57, "An Act regulating the manufacture, quality, and sale of butter, etc."; and Senate Bill No. 169, "An Act providing for the establishment of a course of instruction in the public schools, etc."; and Senate Bill No. 88, "An Act appropriating the sum of $3,000 to Lafayette Chidester, for meritorious services, etc."; and Senate Bill No. 83, "An Act imposing a license tax upon itinerant vendors, peddlers, and canvassers of agricultural and domestic implements, etc."; and Senate Bill No. 153, "An Act to

amend Sections 1434 and 1445, etc., relating to the organization of companies of the National Guard of Utah, etc.''; and Senate Bill No. 144, ''An Act to encourage the destruction of certain wild animals, etc.''; and Senate Bill No. 31, ''An Act to amend Sections 1436 and 1438, Revised Statutes of Utah, 1898, as amended, etc., relating to the composition, etc., of the military staff of the Commander-in-Chief of the Militia.''

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

THIRD READING OF BILLS.

H. B. No. 310, by Mr. Hansen, entitled ''An Act creating a State Board of Horse Commissioners, defining its duties, requiring stallions to be licensed, and creating a lien for the services of stallions,'' was amended, read the third time under suspension of the rules, and passed by the following vote: Ayes, 11; nays, 5; absent and not voting, 2.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Hollingsworth, Johnson, Park, Rasband, Walton, Williams, Mr. President.

Those voting in the negative were: Messrs. Gardner, Hulaniski, Miller, Seely, and Benner X. Smith.

Absent and not voting: Messrs. Lawrence and John Y. Smith.

The title of the bill was made the title of the act.

H. B. No. 139, by Mr. Richards, entitled ''An Act defining adult delinquency as a misdemeanor, prescribing the punishment therefor, providing suspension of sentence and release upon probation and defining the form and terms of the undertaking in such cases,'' was amended, read the second and third times, and under suspension of the rules, and passed by the following vote: Ayes, 12; nays, 0; absent and not voting, 6.

Those voting in the affirmative were: Messrs. Brinkerhoff, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Lawrence, Park, Rasband, Seely, Benner X. Smith, Walton.

Absent and not voting: Messrs. Bullen, Johnson, Miller, John Y. Smith, Williams and Mr. President.

The title of the bill was made the title of the act.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session, in the presence of the House, S. B. No. 89, by Mr. Hollingsworth, entitled "An Act concerning land titles; registration of titles; Recorders made ex-officio Registration of title to land; registration of land title; registering title; the rights of registered owners, transfer, mortgages, leases and other charges; attorneys in fact; transmission; trusts, conditions and limitations; dealings of assignees, receivers, masters, etc.; tax sales; lis pendens; judgments, degrees, notice; attachment-execution, etc., memorial of adverse claim, etc.; proceedings in chancery; indices; indemnity fund; proceedings to recover compensation for loss or damage; penalties; fees and adoption by counties." The same is returned herewith for transmission to the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 89 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that

the Speaker of the House has this day signed, in open session, in the presence of the House, S. B. No. 169, by Mr. Walton, entitled "An Act providing for the establishment of a course of instruction in the public schools on the subjects of sanitation and the cause and prevention of disease"; S. B. No. 168, by Mr. Hollingsworth, entitled "An Act requiring every county clerk to forward a certified statement of the names of certain county officers of his county to the Secretary of State, and requiring the Secretary of State to prepare and furnish the necessary blank forms for such reports to receive and file said statements and keep a suitable record thereof."

The same are returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B.'s Nos. 169 and 168 were transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day passed Senate Bill No. 218, "An Act empowering the State Food and Dairy Commissioners to inspect cattle, sheep, swine and goats before being slaughtered, and the carcasses of such animals before being prepared for human food, and providing a penalty for a violation of any provision of this act."

The same is returned herewith for your further action.

Respectfully,
ALEX BUCHANAN, JR.
Chief Clerk.

Communication filed.

S. B. No. 218 was referred to the Committee on Engrossed and Enrolled Bills.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State, H. B. No. 304, "An Act to amend Section 34, Chapter 64, Laws of Utah, 1899, as amended, etc., relating to the State Board of Land Commissioners"; and H. B. No. 70, "An Act amending Sections 1 and 4, Chapter 107, Laws of Utah, 1905, providing where an entire county is constituted into one school district, it shall be a county school district of the first class, etc."; and H. B. No. 133, "An Act establishing a Board of Park Commissioners in cities of the second class, etc."; and H. B. No. 169, "An Act providing for the retirement of public school teachers"; and H. B. No. 256, "An Act amending Section 302, Revised Statutes of Utah, 1898, as amended by Chapter 99, Laws of Utah, 1903, relating to towns."

Respectfully,

ALEX BUCHANAN, JR.
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session, in the presence of the House, S. B. No. 172, by Mr. Hollingsworth, entitled "An Act making it the duty of the Secretary of State to prepare and file with the county recorders certified transcripts of lists of all public lands selected by the State and approved by the Commissioner of the General Land Office, under an Act of Congress approved July 16th, 1894; requiring county recorders to enter same on the records of their offices, and providing that said transcripts shall be evidence of the conveyance of said lands by the United States to the State of Utah"; S. B. No. 82, by Mr. Hollingsworth, entitled "An Act for amending Sections 4, 5, 8, 9, 10, 11 and 12 and 13 of Chapter 83 of the Laws of Utah, 1905, relating to the use of vot-

ing machines;" S. B. No. 106, by Mr. Brinkerhoff, entitled, "An Act amending Section 5, Chapter 119, Laws of Utah, 1903, relating to the protection, inspection, and encouragement of the bee industry and providing for the appointment of an inspector and providing penalties."

The same are returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B.'s Nos. 172, 82 and 106 were transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session, in the presence of the House, H. B. No. 299, by Committee on Live Stock, "An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and provide manner of payment of inspectors, and repealing Chapter 26, Laws of Utah, 1905, entitled, 'An Act to establish a State Board of Sheep Commissioners, provide for the control and suppression of scab and other infectious diseases of sheep, and to provide revenue to enforce the same;' " H. B. No. 256, "An Act amending Section 302, Revised Statutes of Utah, 1898, as amended by Chapter 99, Laws of Utah, 1903, relating to towns;" H. B. No. 108, by Randall, "An Act making the City Engineer's office in cities of the first and second class an office of record for maps, plans, plats, profiles, drawings, deeds, dedications, final estimates, specifications and contracts; and for the collection of fees;" H. B. No. 82, by Mr. Robinson, "An Act to amend Section 2062, Revised Statutes of Utah, 1898, as amended by Chapter 27, Laws of Utah, 1903, relating to the manner of fixing the salary of deputy county officers;" H. B. No. 289, "An Act de-

fining and regulating special tax funds in cities of the first and second class and providing for the issue of warrants against the same;" H. B. No. 293, by special Judiciary Committee, "An Act providing for the filing of new and sufficient undertakings on appeals from any court."

The same are transmited herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 299 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 256 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 108 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 82 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 289 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 293 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session, in the presence of the House, H. B. No. 139, by Mr. Richards, "An Act defining adult delinquency as a misdemeanor, prescribing the punishment therefor, etc.;" H. B. No. 310, by Mr. Hansen, "An Act creating a State Board of Horse Commissioners, defining its duties, requiring stallions to be licensed, and creating a lien for the service of stallions;" H. B. No. 243, by Mr. Fuller, "An Act to establish a State Board of Veterinary Medical Examiners, and to provide for the appointment of members thereof, etc.;" H. B. No. 300, by Special Judiciary Committee, "An Act amending Sections 3744, 3746 and 3748, Revised Statutes of Utah, 1898, and Section 3747, Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1905, and Section 3750, Revised Statutes of Utah, 1898, as amended by Chapter 50, Laws of Utah, 1899, relating to appeals from Justices' Courts and to dismissal of such appeals;" and H. J. R. No. 12, by Committee on Mining and Smelting, to President Roosevelt and the Congress of the United States, urging the fullest co-operation of the Federal and State authorities in securing the conservation and utilization of the resources of the West for the permanent benefit of the people in each of these states and territories.

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 139 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 310 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 243 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 300 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. J. R. No. 12 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMITTEE REPORTS.

SENATE COMMITTEE ROOM,

Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 210, by Committee on Public Institutions, entitled "An Act amending Section 962, Revised Statutes of Utah, 1898, authorizing and directing the State Board of Examiners to publish the biennial reports of State officers, State institutions, and certain other reports and permitting any State institution having the facilities so to do to print and publish its own biennial report," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 210 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 218, by Committee on Judiciary, entitled "An Act empowering the State Food and Dairy Commissioners to inspect cattle, sheep, swine and goats before being slaughtered and the carcasses of such animals before being prepared for human food, and providing a penalty for the violation of any provision of this act," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 218 wass igned by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 187, by Mr. Benner X. Smith, entitled "An Act to amend Section 277, Revised Statutes of Utah, 1898, relating to special taxes," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 187 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 222, by Mr. Bullen, entitled "An Act amending Section 1899, Revised Statutes of Utah, 1898, relating to qualifications of members of the Board of Education in cities of the first and of the second class, and providing the method of filling vacancies occuring in the board," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 222 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 186, by Mr. Seely, entitled "An Act to amend Sections 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127 and 2129, of the Revised Statutes of Utah, 1898, and Section 2128, Revised Statutes of Utah, 1898, as amended by Chapter 43, Laws of Utah, 1901, pertaining to the Deseret Agricultural and Manufacturing Society, and changing its name to Utah State Fair Association," beg leave to report that they have had the

same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 186 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 216, by Mr. Benner X. Smith, entitled "An Act defining the duties of the State Board of Land Commissioners and prohibiting any member or employee of the board from directly or indirectly acquiring the title to or interest in any said lands, and prohibiting the interference by members or employees of said board with bona fide applicants, and providing a penalty therefor, and amending Section 17, of Chapter 64, Laws of Utah, 1899, as amended by Chapter 35, Laws of Utah, 1901, also amending Sections 28 and 30, Chapter 64, Laws of Utah, 1899," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 216 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills,

to which was referred S. B. No. 152, by Mr. Benner X. Smith, entitled "An Act to amend Section 1401, Revised Statutes of Utah, 1898, and to extend the scope and operation of a livery stable keeper's lien," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 152 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session, in the presence of the House, S. B. No. 208, by Mr. Walton, entitled "An Act creating the county road and school fund from forest reserves, providing how said fund shall be drawn, apportioned and distributed."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B. No. 208 was transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open ses-

sion, in the presence of the House, S. B. No. 204, by Mr. Walton, entitled, "An Act creating a commission to represent the State of Utah at the Alaska-Yukon-Pacific Exposition, at Seattle, in the year 1909, to define its powers and duties, and to make an appropriation therefor;" S. B. No. 196, by Benner X. Smith, entitled, "An Act amending Section 1944, Revised Statutes of Utah, 1898, relating to the canvass of the ballots cast at a bond election, making returns thereof, filing statements relating thereto in the County Clerk's office, issuing bonds and providing a tax for interest thereon and redemption thereof, and limiting the amount of bonds that may be issued;" S. B. No. 122, by Benner X. Smith, entitled, "An Act amending Section 3588 of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1901, providing for the uses in which the right of eminent domain may be exercised;" S. B. No. 167, by Mr. Walton, entitled, "An Act to codify and revise certain laws of the State, providing for the creation of the office of dairy and food commissioner and defining the duties thereof, and defining standards of purity for certain foods; to prohibit the sale of foods below the standard of purity, or that are impure, unwholesome, adulterated or misbranded, to provide penalties for the violation of any provisions of this Act, and to repeal Chapter 25, Laws of Utah, 1903;" S. J. R. No. 4, by Committee on County and Municipal Corporations, entitled, "Proposing an amendment to Section 3, Article XI, of the Constitution, relating to counties, cities and towns for the purpose of prescribing manner of creating new counties and changing boundaries."

The same are returned herewith for transmission to the Governor.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B.'s Nos. 204, 122, 196, 167, and S. J. R. No. 4 were transmitted to the Governor.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House has this day given unanimous consent to correct, as indicated in title, engrossed copy of H. B. 43.

The same is transmitted herewith for action by your honorable body.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

On motion of Senator Hollingsworth, unanimous consent of the Senate was given to correct engrossed copy of H. B. No. 43.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House has this day concurred in Senate amendment to H. J. R. 12 and has passed same as amended by Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session, in the presence of the House, H. B. No. 184, by Mr. Richards, "An Act to amend Section 633, Revised Statutes of Utah, 1898, as amended by Section 1, Chapter 42, Laws of Utah, 1901, defining the duties of the County Attorney;" H. B. No. 158, by Mr. Richards, "An Act to provide detention homes for the care and custody of dependent or delinquent children sixteen years of age or under,

and to provide for the care, education, conduct and maintenance thereof;" and H. J. M. No. 12, by Mr. Westphal.

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

H. B. No. 184 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

And H. B. No. 158 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

And H. J. M. No. 12 was signed by the President, in the presence of the Senate, in open session.

COMMUNICATION FORM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate:

Dear Sir:—I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 53, "An Act relating to interest upon the loan or forbearance of money, goods, or things in action, providing a legal and a maximum rate of interest and prohibiting the contracting for or taking usurious interest and a forfeiture thereof, and providing a defense and remedy, and repealing Section 1241, Revised Statutes of Utah, 1898."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

COMMITTEE REPORTS.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 67, by Mr. Benner X. Smith, entitled, "An Act providing for Juvenile Courts, the title, term of office and compensation of the Judge thereof, providing for a Juvenile Court Commission and specifying its duties, providing for clerks of said court; defining the jurisdiction of Juvenile Courts, providing for jurisdiction of District Courts in certain districts, defining and specifying the practice and procedure in Juvenile Courts; providing for appeals to the Supreme Court; providing for a reporter for the Juvenile Court; defining the duties of County Attorney; providing for probation officers, and their duties and compensation; making disposition of fines in said courts, regulating the time and place of holding court and service of process, and repealing Chapter 117 of the Laws of Utah, 1905, and Section 4, Chapter 124, Laws of Utah, 1903," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 67 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

To the President of the Senate and Speaker of the House:

Your Conference Committee to which was referred S. B. No. 217, entitled, "An Act making appropriations for general purposes," begs leave to report that it has met and considered the matters in dispute between the House

and Senate relative to certain provisions of said bill, and unanimously recommends:

1. Page 8, line 9, that the figures "$5,000" be eliminated and "$4,000" be substituted therefor.

2. The item of $3000 for Emery County now reading $2000 for roads and $1000 for bridge over the San Raphael River be changed and that $1500 be appropriated for repair of roads in said county and $1500 toward the erection of bridges over said river in said county.

3. That through an oversight Summit County an appropriation of $2000 was not inserted in the items covering roads and bridges in the several counties, and that there be added to the road appropriation bill an item of $2000 for repair of roads in Summit County, and as amended, recommend the bill be passed.

LAWRENCE,
Chairman Senate Conference Committee.
RUDOLPH KUCHLER,
Chairman House Conference Committee.

Report adopted.

The Senate concurred in the amendments made by Conference Committee and S. B. No. 217 was read and, as amended, passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 138, by Mr. Lawrence, entitled, "An Act amending Section 3302 of the Revised Statutes of Utah, 1898, relating to appeals to the Supreme

Court," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 138 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 224, by Mr. Walton, entitled, "An Act to amend Section 4, Chapter 64, Laws of Utah, 1899, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 224 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 147, by Mr. Gardner, entitled, "An Act to amend Sections 36, 42 and 67 of Chapter 108, Laws of Utah, 1905, relating to water rights and irrigation and duties of the State Engineer," beg leave to report that they have had the same carefully engrossed

and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 147 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 64, by Mr. Benner X. Smith, entitled, "An Act to provide for the placing of witnesses under bonds and securing their testimony," beg leave to report that the yhave had the same carefully engrossed and enrolled and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 64 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 130, by Mr. Benner X. Smith, entitled, "An Act to amend Section 655 of the Revised Statutes of Utah, 1898, relating to the powers of the Supreme Court," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 130 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 205, by Mr. Walton, entitled, "An Act creating a commission to represent the State of Utah at the Jamestown Tercentennial Exposition, at Norfolk, Va., in the year 1907; to define its powers and duties, and to make an appropriation therefor," beg leave to report that they have had the same carefully engrossed and enrolled and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 205 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 193, by Mr. Park, entitled, "An Act amending Section 1793, Revised Statutes of Utah, 1898, relating to annual teachers' institutes, providing for the holding of county teachers' institutes, for union institutes and for instruction therein," beg leave to report that they have had the same carefully engrossed

and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 193 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

SENATE COMMITTEE ROOM,
Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 223, by the Sifting Committee, entitled, "An Act amending Chapter 28, Laws of Utah, 1907, entitled, 'An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, and Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members, providing the manner of its organization and defining its duties, and fixing the salaries of certain other State officers,' by adding thereto an additional section, the same to be known as Section 2 of said Chapter 28, Laws of Utah, 1907," beg leave to report that they have had the same carefully engrossed and enrolled, and present the bill herewith for your signature.

C. R. HOLLINGSWORTH,
Chairman.

Report adopted.

S. B. No. 223 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

COMMITTEE REPORT.

Salt Lake City, March 14, 1907.

Mr. President:

Your Committee on Engrossed and Enrolled Bills, to which was referred S. B. No. 217, by Committee on Appropriations, "An Act making appropriations for general purposes, beg leave to report that they have carefully engrossed and enrolled the same, and herewith present the act for your signature.

HOLLINGSWORTH,
Chairman.

S. B. No. 217 was signed by the President in open session in the presence of the Senate after the title thereof had had been publicly read immediately before the signing thereof.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day appointed Representatives Thompson Kuchler and Cottam as a Conference Committee to confer with a like committee from the Senate to proof-read S. B. No. 217.

Respectfully,
ALEX. BUCHANAN, JR.,
Chief Clerk.

The President appointed as a committee to act with the above committee from the House, Senators Miller, Lawrence and Johnson.

HOUSE OF REPRESENTATIVES,
Salt Lake City, Utah, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the

Speaker of the House has this day signed, in open session, in the presence of the House, S. B. No. 217, "An Act making appropriations for general purposes."

The same is returned herewith for transmission to the Governor.

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed, and S. B. No. 217 was transmitted to the Governor.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

Referring to Sestion 8 of Senate Bill No. 217, "An Act making appropriations, etc," I have the honor to state that it is provided that all buildings, equipments, improvements and repairs for State Institutions, shall be erected and made under the direction of an architect. I respectfully suggest that unless the equipments, repairs, and improvements are eliminated from this requirements, and left to the discretion of the governing boards of the institutions, great expense for architectural supervision will be incurred.

Section 4 of this bill provides that duplicates of all bills, etc., shall be transmitted to the State Board of Examiners, and when they are allowed, the State Auditor shall draw warrants, etc. Should not Section 10 be eliminated, which requires that the original bills, etc., shall be filed with the Auditor before the warrants are drawn? Would not the bill, without this change, cause confusion?

These suggestions are respectfully submitted,
Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to return to your honorable body S. B. No. 217, "An Act making appropriations," with the following suggestions:

I observe that provision is made for the prevention of the spread of infectious and contagious diseases, among cattle, sheep, horses, bees, etc., and that large appropriations are made to carry on the departments having to do with animal industry, and the State educational, industrial, and reformatory institutions.

This is very necessary and commendable; but after all, these purposes are secondary to the life and health of our children. Yet for the carrying on of the work of the State Board of Health, which is doing and can do so much to prevent the spread of deadly diseases, and save the lives of the future citizens and supporters of the State government, an appropriation has been made, so inadequate that the office will be seriously hampered in its work, and a great deal of its usefulness destroyed. I have the honor to suggest that the item in the appropriation bill of $4,000 for contingent expenses of the State Board of Health, be increased to $6,000, in order that it may be sufficient for the needs of this important department.

I also observe that the salaries of four members and secretary of the State Board of Horticulture are provided for, while it should be only three members and secretary; the other member being ex-officio the Director of the Agricultural Experiment Station.

The bill is respectfully referred to your honorable body for your action.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

S. B. No. 217 was amended in conformity with the recommendations of the Governor, and as amended was read and passed by the following vote: Ayes, 18; nays, 0; absent and not voting, 0.

Those voting in the affirmative were: Messrs. Brinkerhoff, Bullen, Callister, Clegg, Gardner, Hollingsworth, Hulaniski, Johnson, Lawrence, Miller, Park, Rasband, Seely, Benner X. Smith, John Y. Smith, Walton, Williams, Mr. President.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House of Representatives has this day concurred in Senate amendments to S. B. No. 217, in conformity with Governor's recommendations, and has passed the bill as amended.

The same is returned herewith.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 217 transmitted to the Governor.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session, in the presence of the House, S. B. No. 195, "An Act amending Section 1883, Revised Statutes of Utah, 1898, relating to calling elections to vote upon proposals to issue

school district bonds;" S. B. No. 187, entitled "An Act to amend Section 277, Revised Statutes of Utah, 1898, relating to special taxes;" S. B. No. 205, "An Act creating a commission to represent the State of Utah at the Jamestown Ter-Centennial Exposition, at Norfolk, Va., in the year 1907; to define its powers and duties, and to make an appropriation therefor;" S. B. No. 87, "An Act to amend Section 3148, of the Revised Statutes of Utah, 1898, relating to requested instructions to jury;" S. B. No. 145, "An Act to amend Section 1, Chapter 61, Laws of Utah, 1903, and Section 18, Chapter 109, Laws of Utah, 1901, as amended by Chapter 52, Laws of Utah, 1903, relating to the service of process of City Courts, by whom the same may be served, and providing for appeals from City Courts to District Courts, and from District Courts to the Supreme Court in certain cases;" S. B. No. 186, "An Act to amend Sections 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127 and 2129 of the Revised Statutes of Utah, 1898, as amended by Chapter 43, Laws of Utah, 1901, pertaining to the Deseret Agricultural and Manufacturing Society, changing its name to Utah State Fair Association;" S. B. No. 210, "An Act amending Section 962, Revised Statutes of Utah, 1898, authorizing and directing the State Board of Examiners to publish the biennial reports of State officers, State institutions, and certain other reports and permitting any State institution having the facilities so to do to print and publish its own biennial report;" S. B. No. 147, "An Act to amend Sections 36, 42 and 67 of Chapter 108, Laws of Utah, 1905, relating to water rights and irrigation and duties of the State Engineer;" S. B. No. 67, entitled "An Act providing for Juvenile Courts the title, term of office and compensation of the judge thereof, providing for a Juvenile Court Commission and specifying its duties providing for clerks of said courts; defining the jurisdiction of Juvenile Courts, providing for jurisdiction of District Courts in certain districts, defining and specifying the practice and procedure in Juvenile Courts, providing for appeals to the Supreme Court; providing for reporter for the Juvenile Court; defining the duties of County Attorney; providing for probation

officers, and their duties and compensation, making disposition of fines in said courts, regulating the time and place of holding court and service of process and repealing Chapter 117 of the Laws of Utah, 1905, and Section 4, Chapter 124, Laws of Utah, 1903."

The same are returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

S. B.'s Nos. 195, 187, 205, 87, 145, 186, 210, 147 and 67 were transmitted to the Governor.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 224, "An Act to amend Section 4, Chapter 64, Laws of Utah, 1899, as amended by Chapter 36, Laws of Utah, 1905, relating to the State Board of Land Commissioners; and S. B. No. 130, "An Act to amend Section 655 of the Revised Statutes of Utah, 1898, relating to the powers of the Supreme Court."

The same are returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and S. B.'s Nos. 224 and 130 were transmitted to the Governor.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S.

B. No. 188, "An Act amending Section 2309, Revised Statutes of Utah, 1898, relating to instruction in the University of Utah, providing entrance and tuition fees, and prohibiting religious and political tests;" S. B. No. 183, "An Act appropriating the sum of Two Thousand One Hundred and Twenty-five Dollars to P. F. Farnsworth, Jr., for services rendered to the State as deputy attorney general during the period from August 1, A. D. 1905, to December 31, A. D. 1906;" S. B. No. 209, "An Act amending Section 1 and repealing Section 4, Chapter 55, Laws of Utah, 1901, relating to the State Bureau of Statistics and the Commissioner thereof, etc.;" S. B. No. 202, "An Act amending Section 4456, Revised Statutes of Utah, 1898, relating to the arrest of any persons violating Chapter 52 of said laws, relating to cruelty to animals, and providing for the seizure of all animals in custody of the persons arrested;" S. B. No. 148, "An Act making it the duty of the State Board of Health to make rules governing the sanitation and disinfection of public buildings, railway coaches and sleeping cars, and providing a penalty for the violation of any provision of this act;" S. B. No. 189, "An Act amending Section 4224, Revised Statutes of Utah, 1898, providing that parents and guardians of any child under sixteen years of age, who wilfully fail to perform certain duties as provided by law, shall be guilty of an offense, and providing fine and imprisonment for the violation of this act;" S. J. R. No. 5, "Proposing an amendment to Section 4, Article 13, of the Constitution, relating to the taxation of mines;" S. B. No. 193, "An Act amending Section 3793, Revised Statutes of Utah, 1898, relating to annual teachers' institutes providing for the creation of a governing board for the holding of County Teachers' Institutes for union institutes and for instruction therein."

The same are returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and S. B.'s Nos. 188, 183, 209,

202, 148, 189, 193, and S. J. R. No. 5, were transmitted to the Governor.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed in open session, in the presence of the House, S. B. No. 205, "An Act creating a commission to represent the State of Utah at the Jamestown Ter-Centennial Exposition at Norfolk, Va., in the year 1907, to define its powers and duties and to make an appropriation therefor."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed and S. B. No. 205 was transmitted to the Governor.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in open session in the presence of the House, S. B. No. 216, "An Act defining the duties of the State Board of Land Commissioners, and prohibiting any member or employee of the board from directly or indirectly acquiring title to or interest in any said lands, and prohibiting the interference by members or employes of said board with bona fide applicants and providing a penalty therefor, and amending Section 17, of Chapter 64, Laws of Utah, 1899, as amended by Chapter 35, Laws of Utah, 1901, amending Sections 28 and 30, Chapter 64, Laws of Utah, 1899;" S. B. No. 223, "An Act amending Chapter 28, Laws of Utah, 1907, entitled "An Act to amend Section 2583, Revised Statutes of Utah, 1898, as amended by Chapter 65, Laws of Utah, 1901, and Section 2050, Revised Statutes of Utah, 1898, creating a State Board of Equalization, providing the manner of its appointment, fixing the terms of office and salaries of its members providing the manner of its or-

ganization and defining its duties, and fixing the salaries of other State officers by adding thereto an additional section, the same to be known as Section 2 of said Chapter, Laws of Utah, 1907;" and S. B. No. 64, "An Act to provide for the placing of witnesses under bonds and securing their testimony."

The same is returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and S. B.'s Nos. 216, 223, and S. B. No. 64 were transmitted to the Governor.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House of Representatives has this day signed, in open session, in the presence of the House, S. B. No. 222, "An Act amending Section 1899, Revised Statutes of Utah, 1898, relating to qualifications of members of the Board of Education in cities of the first and of the second class, and providing the method of filling vacancies occurring in the Board;" S. B. No. 152, "An Act to amend Section 1401, Revised Statutes of Utah, 1898, and to extend the scope and operation of a liverty stable keeper's lien;" S. B. No. 218, "An Act empowering the State Food and Dairy Commissioner to inspect cattle, sheep, swine and goats before being slaughtered and the carcasses of such animals before being prepared for human food, and providing a penalty for a violation of any provisions of this act;" S. B. No. 138, "An Act amending Section 3302 of the Revised Statutes of Utah, 1898, relating to appeals to the Supreme Court."

The same are returned herewith for transmission to the Governor.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and S. B.'s Nos. 222, 152, 218, and 138, were transmitted to the Governor.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Speaker of the House has this day signed, in the presence of the House, H. B. No. 212, by Mr. Dean, "An Act to provide Supervisors and Water Commissioners, before entering on their duties shall give a bond to the State;" H. B. No. 211, by Mr. Dean, "An Act to provide a penalty for interfering with the regulations of water by water commissioners;" (H. B. No. 77, by Mr. Fuller, "An Act amending Section 2, Chapter 56, Laws of Utah, 1905, relating to County Recorders"); H. B. No. 217, by Mr. Marks, "An Act to amend Section 1936, Revised Statutes of Utah, 1898, as amended by Chapter 127, Laws of Utah, 1901, providing for an estimate, levy, rate and collection of a tax for city school purposes;" H. B. No. 265, by Mr. Hansen, "An Act creating a State Board of Horse Commissioners, defining its duties, requiring stallions to be licensed, and creating a lien for the service of stallions;" and H. B. No. 263, by Mr. Robinson, "An Act amending Section 4423, Revised Statutes of Utah, 1898, with reference to injuries to railroads."

The same are transmitted herewith for the signature of the President of the Senate.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and

H. B. No. 212 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 211 was signd by the President, in the presence of the Senate, in open session, after the title

had been publicly read immediately before the signing thereof.

H. B. No. 217 was signed by the President in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 265 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

H. B. No. 263 was signed by the President, in the presence of the Senate, in open session, after the title had been publicly read immediately before the signing thereof.

On motion of Mr. Lawrence the enacting clause was stricken out of the following bills:

Senate Bills Nos. 2, 47, 66, 181, 191, 175, 198, and 215, House Bills Nos. 54, 126 and 74.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 69, "An Act to amend Section 2516, Revised Statutes of Utah, 1898, as amended by Chapter 125, Laws of Utah, 1905, and Section 2547, Revised Statutes of Utah, 1898, defining the duties of assessors;" and Senate Bill No. 85, "An Act amending

Section 1775, Revised Statutes of Utah, 1898, relating to the apportionment of the school fund;" and Senate Bill No. 162, "An Act amending Section 242, Revised Statutes of Utah, 1898, relating to city justices of the peace, etc."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 164, "An Act limiting the time for service of summons issued out of Justices' Courts;" and Senate House Bill No. 163, "An Act to amend Section 1831, Revised Statutes of Utah, 1898, providing that a county school district of the first class shall constitute a high school district, and also endowing boards of education of such districts with all powers and duties as provided in Section 1833, Revised Statutes of Utah, 1898."

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to inform your honorable body that I have this day approved and filed in the office of the Secretary of State, Senate Bill No. 98, "An Act providing for investigators and demonstrations of arid land farm-

ing in various localities in the State, and making an appropriation therefor;" and Senate Bill No. 122, "An Act amending Section 3588, of the Revised Statutes of Utah, 1898, as amended by Chapter 25, Laws of Utah, 1901, providing for the uses in which the Right of Eminent Domain may be exercised;" and Senate Bill No. 106, "An Act amending Section 5, Chapter 119, Laws of Utah, 1903, relating to the protection, inspection and encouragement of the bee industry, etc.;" and Senate Bill No. 173, "An Act providing that instruction in the Agricultural College shall be free to residents, and providing an entrance fee to residents and non-residents."

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate.

Dear Sir:

I have the honor to return to your honorable body, without approval, Senate Bill No. 165, "An Act to punish champerty and maintenance in justices' courts, and providing a penalty for violation thereof, and providing an attorney's fee to be taxed as costs in such cases."

One objection to this measure lies in the fact that it is made a misdemeanor for any person, firm or corporation, by paying court costs, attorney's fees, or otherwise, to institute, maintain, or prosecute an action in a justice's court, upon any cause to which he is not a party. Evidently the effect of this provision would be to prohibit any attorney from practicing in a justice's court, unless he is a party to the case involved; and yet this is doubtless not the intent of the measure.

Another objectionable feature is found in the last sentence of the Act. It consists in the taxing of an attorney's fee as costs in any case coming under the provisions of the Act. A provision which, as I am credibly

informed, was similar to this, has already been declared unconstitutional in the case of Brubaker vs. Bennett, 19 Utah, page 408, for the reason that it constitutes discrimination against one party for the benefit of another.

For the reasons above given, I am constrained to withhold approval of the measure.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed and on motion the veto of the Governor on S. B. No. 165 was sustained.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate

Dear Sir:

I have the honor to submit the following named appointments, and invite thereto the advice and consent of your honorable body:

As members of the State Board of Horticulture under the provisions of the Act approved March 14, 1907, for the term of four years:

District No. 1, C. A. Hickenlooper, of Weber County.

District No. 2, J. Edward Taylor, of Salt Lake County.

District No. 3, J. D. Wadley, of Utah County.

District No. 4, Thomas Judd, of Washington County.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate

Dear Sir:

I have the honor to state that as I have been advised

that Mr. Wm. S. McCornick declines to serve as a member of the Board of Trustees of the Agricultural College, Mr. C. E. Loose, of Utah County, is hereby named as a member of said Board for the term of four years. I respectfully invite the advice and consent of your honorable body to this appointment.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate

Dear Sir:

I have the honor to state that when the recent appointment of John Peterson as Dairy and Food Commissioner was transmitted to your honorable body, it was understood that Mr. Peterson's bonafide residence was in Sanpete County. I have since been informed that Mr. Peterson has purchased a home and established his residence in Salt Lake County. You are hereby authorized to change the statement of his residence in the letter of appointment.

Very respectfully,
JOHN C. CUTLER,
Governor.

Communication filed.

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate:

Dear Sir:

I have the honor to acknowledge receipt of your communication of this date, in which I am asked by your honorable body to state why, in view of my having been advised of your refusal to consent to the nomination of Mr. Wm. J. Lynch and Mr. W. D. Candland as members of

the State Board of Land Commissioners for the term of two years, I again submitted the same appointments for your advice and consent. In reply I have the honor to state:

1st. That no official statement of the reasons for the refusal of confirmation of these gentlemen has reached me; and I am therefore under the necessity of relying on the comment of newspapers and on rumors, which, as you know, can not always be relied on, as your reasons.

2nd. That notwithstanding this hearsay, I am firmly convinced that the gentlemen named are honest, capable, and worthy of the confidence of the citizens of the State. And this conviction is based, not on conjecture, but on a knowledge of the interior workings of the Land Office during the incumbency of the present Board.

3rd. That if unsustained rumor and conjecture are to be taken as final proof, even the best of citizens will not be safe from censure.

4th. Until I shall be fully convinced of the dereliction and unworthiness of these gentlemen, I respectfully hold that their nomination should be confirmed. For it has been a rule of my life not to condemn a man until indisputable proof of his guilt has been produced.

Awaiting your further action and advices, I have the honor to be,

Very Respectfully,
JOHN C. CUTLER,
Governor.

Communication read and laid on the table.

At this time the Senate went into Executive Session to consider the appointments made by the Governor.

REGULAR SESSION RESUMED.

Upon regular sesison being resumed the President announced that the Senate had advised and consented to the following appointments:

As a member of the Board of Trustees of the Agricultural College, Mr. C. E. Loose, of Utah County.

As members of the State Board of Horticulture under the provisions of the Act approved March 14, 1907.

District No. 1, C. A. Hickenlooper, of Weber County.

District No. 2, J. Edward Taylor, of Salt Lake County.

District No. 3, J. D. Wadley, of Utah County.

District No. 4, Thomas Judd, of Washington County.

As a member of the Governing Board of the Utah Art Institute, for the term of four years, Mr. Leslie S. Hodgson, of Weber County.

As members of the State Board of Medical Examiners for the term of two years, under the provisions of the Act for the regulation of the practice of medicine approved March 14, 1907:

D. C. Budge, of Cache County.

A. S. Condon, of Weber County.

Charles L. Olsen, of Salt Lake County.

A. C. Ewing, of Salt Lake County,

Elias S. Wright, of Salt Lake County.

F. E. Straup, of Salt Lake County.

R. W. Fisher, of Salt Lake County.

A. P. Hibbs, of Weber County.

Ralph T. Richards, of Salt Lake County.

On motion of Mr. Johnson compensation was ordered to be paid from the Contingent Expense Fund, to the Secretary, Minute Clerk, Docket Clerk, Engrossing Clerk, Chaplain, four Committee Clerks, Mailing Clerk, Assistant Sergeant at Arms, Stenographer, two messengers, two door keepers, two watchmen, and Sergeant-at-Arms for services for extra time.

COMMUNICATIONS FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 211, "An Act providing a penalty for interferring with the flow of water while under the regulation of Water Commissioners"; and H. B. No. 212, "An Act to provide that District Supervisors and Water Commissioners, before entering on their duties, shall give a bond to the State."

Respectfully,

ALEX. BUCHANAN, JR.,
Chief Clerk.

Communication filed.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the Governor has this day approved of and filed with the Secretary of State H. B. No. 217, "An Act to amend Section 1936, Revised Statutes of Utah, 1898, as amended by Chapter 127, Laws of Utah, 1901, providing for an estimate, levy, rate, and collection of a tax for city school purposes."

Respectfully,

ALEX BUCHANAN, JR.
Chief Clerk.

Communication filed.

Salt Lake City, March 14, 1907.

Mr. President:

I am directed to inform your honorable body that the House has this day rejected Senate Bills Nos. 73, 45, 44, 43, 42, 41, 40, 39, 38, 37, 36, 35, 34, 192, 214, 221,

101, 203, 86, 194, 100, 213, 212, 206, and 127, and S. C. R. No. 4, and the same are herewith returned.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

COMMITTEE REPORT.

Mr. President:

Your Committee on Contingent Expenses respectfully submit the following statement of Senate Expenditures from Contingent Expense Fund, for the Seventh Legislative Assembly as per proper pay rolls, bills and vouchers filed with the Secretary, to-wit:

For Compensation Officers, extra time, as per resolution	$ 588.00
For stamps, stationery, printing rules, dockets, etc.	390.75

For Compensation, Extra Help and Extra Services:

To Fred Taylor, Committee Clerk and Engrossing, extra	272.00
To Guardello Brown, messenger for the Governor (½)	136.00
To O. P. Rumel, services, account audit on A. C. of U. and U. of U. books	377.20
To D. Hainer, services and expenses, stenographer for Committee on Investigation of Coal Shortage, etc.	184.87
To Ruel Walton, extra committee work	10.00
To J. S. Rollo, services as stenographer for Committee on State Land Board Investigation	101.20
To Benj. Bachman, for extra services to Appropriation Committee	60.00

To employees City and County Building, for janitor services, etc.	75.00
To Edith Woodmansee, typewriting	6.00
To Engrossing Clerks, extra clerks and expenses	136.25
To revision of Journal Committee, services of Secretary Campbell, Docket Clerk Bachman, and Minute Clerk Mrs. D. C. Eichnor, after session, as per S. R. No. 6	400.00

For Sundry Expenses:

For telephone rental, U. I. Tel. Co	8.00
For messenger service, R. M. Bell Tel. Co	7.60
For expenses J. A. Bexell, account A. C. of U. audit	27.05
For expenses J. R. Edghill, account audit A. C. of U. books	20.00
For expense floral designs, funerals of the late Representative Seth Taft, and the late C. B. Leigh	49.00
For expense, paid Phyllis Lynch for rental of typewriter	7.00
Total	$2,855.92

Respectfully submitted,

WILLIS JOHNSON,
Chairman Committee on Contingent Expenses.

Report received and placed on file.

On motion of Mr. Williams, a committee was appointed consisting of Senators Williams, Callister and Walton to act in conjunction with a similar committee from the House and wait on his Excellency the Governor and inform him that the Legislature is now ready to adjourn.

COMMUNICATION FROM THE HOUSE.

HOUSE OF REPRESENTATIVES,
Salt Lake City, March 14, 1907.

I am directed to inform your honorable body that the Speaker of the House has this day appointed Representatives Kuchler, Thompson and Westphal to meet with a like committee from the Senate and wait upon his Excellency, the Governor.

Respectfully,
ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed.

The committee appointed to wait upon the Governor returned and presented the following communication:

EXECUTIVE CHAMBER,
Salt Lake City, March 14, 1907.

The Honorable S. H. Love,
President of the Senate:

Dear Sir:

I have the honor to acknowledge a communication from your honorable body, advising me that you have finished the labors of the Seventh Legislative Session, and are ready to adjourn without day. I beg to inform you that there are no more matters which I wish to submit to you.

Please accept expression of my sincere appreciation for the courtesy you have shown me in our mutual relations, and the conscientious attention you have given to the various subjects I have referred to you; for your careful consideration of the interests of the State, and your integrity to the requirements of your position. I believe that every department of the State government has had your careful attention and loyal support.

I extend my heartiest wishes and Godspeed to you in your journey home, and trust that you will feel amply

repaid, in the consciousness of devotion to duty, for the time and effort you have spent as servants of our great and advancing commonwealth.

Very respectfully,

JOHN C. CUTLER,
Governor.

Communication filed.

COMMUNICATION FROM THE HOUSE.

Mr. President:

I am directed by the House of Representatives to advise your Honorable Body that the House table is now clear, and that this body awaits your further pleasure.

Respectfully,

ALEX BUCHANAN, JR.,
Chief Clerk.

Communication filed, and the Secretary was instructed to notify the House that the table of the Senate was clear of business and the Senate would now adjourn sine die.

The minutes of the Sixtieth Day were approved.

At 11:30 p. m., on motion of Senator Lawrence, the Senate adjourned sine die.

CERTIFICATION.

We, R. S. Campbell, Benj. Bachman and Mrs. D. C. Eichnor, Secretary, Docket Clerk and Minute Clerk of the Senate, respectively, and the duly appointed Revision of the Senate Journal Committee, do hereby certify that the foregoing is a full, true and correct record of the proceedings of the Senate of the Seventh Legislative Assembly of the State of Utah, convened in regular session at Salt Lake City, Utah, commencing on the 14th day of January, 1907, and ending on the 14th day of March, 1907.

R. S. CAMPBELL,
BENJ. BACHMAN,
MRS. D. C. EICHNOR.